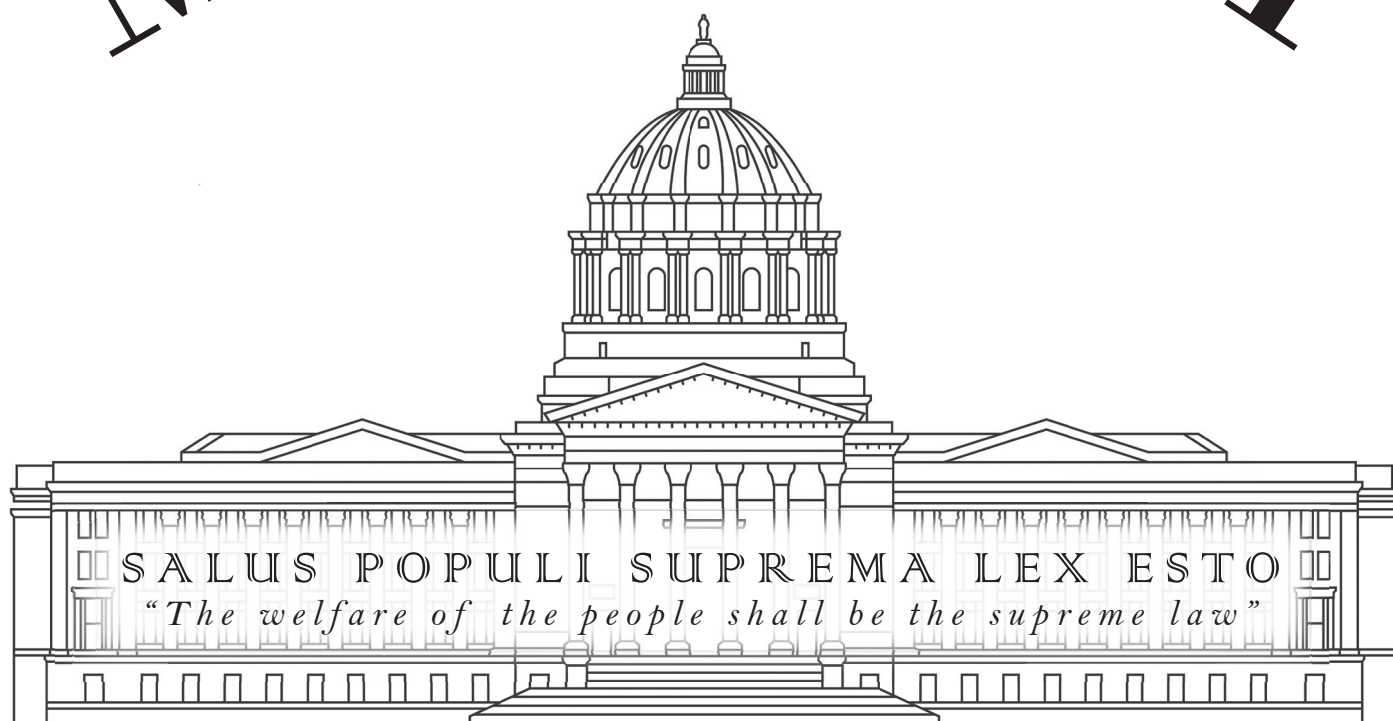


Volume 49, Number 10
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May 15, 2024

MISSOURI



REGISTER

John R. Ashcroft  Secretary of State

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John R. Ashcroft

Administrative Rules Division
James C. Kirkpatrick State Information Center
600 W. Main
Jefferson City, MO 65101
(573) 751-4015

EDITOR-IN-CHIEF
CURTIS W. TREAT

MANAGING EDITOR
STEPHANIE MARTIN

PUBLICATION SPECIALIST II
JACQUELINE D. WHITE

EDITOR II
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ADMINISTRATIVE AIDE III
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MISSOURI



REGISTER

May 15, 2024

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please see the website at sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES

The rules are codified in the *Code of State Regulations* in this system–

Title	CSR	Division	Chapter	Rule
3	<i>Code of</i>	10-	4	115
Department	<i>State</i>	Agency	General area	Specific area
	<i>Regulations</i>	division	regulated	regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation; for example, 3 CSR 10-4.115, NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and Register on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

The text of proposed rules and changes will appear under this heading. A notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This explanation is set out in the PURPOSE section of each rule. A citation of the legal authority to make rules is also required, and appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules that are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close-of-comments date will be used as the beginning day in the ninety- (90-) day count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice, file a new notice of proposed rulemaking, and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 5 – Wildlife Code: Permits**

PROPOSED AMENDMENT

3 CSR 10-5.210 Permits to be Signed and Carried. The commission proposes to amend this rule.

PURPOSE: This amendment removes the requirement to carry a paper copy of the Federal Duck Stamp given the stamp has been changed to a digital version.

All permits and method exemptions shall be carried by the permittee in either paper, department-issued plastic, or electronic format. Acceptable electronic forms of permits include display of electronic images on a cellular phone or any other type of portable electronic device. All method exemptions

and daily hunting and fishing tags shall be signed, and the Migratory Bird Hunting and Conservation Stamp (Federal Duck Stamp) shall be *[signed and]* carried in accordance with federal regulations. Permits and method exemptions requiring a signature and carried in an electronic format shall display either a digitized image of a handwritten signature or some other form of an electronic signature. All permits, or temporary permit authorization number(s), and method exemptions shall be exhibited to any officer charged with the enforcement of this Code, or to any transportation company or postal employee when presenting wildlife for shipment.

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. This version of rule filed Sept. 19, 1957, effective Dec. 31, 1957. For intervening history, please consult the Code of State Regulations. Amended: Filed April 5, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at <https://short.mdc.mo.gov/Z49>. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**TITLE 5 – DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION**

**Division 20 – Division of Learning Services
Chapter 100 – Office of Quality Schools**

PROPOSED AMENDMENT

5 CSR 20-100.110 Programs for Gifted Children. The State Board of Education is amending sections (2) and (5).

PURPOSE: This amendment updates the Gifted Education Program Guidelines and teacher certification requirements based on changes in section 162.720, RSMo.

(2) Annually, the department solicits applications from eligible Local Educational Agencies which shall be due as of a date and in a form established by the department. Anyone interested in receiving a copy of the Gifted Education Program Guidelines *[(October 2021)] (April 2024)*, which is incorporated by reference and made a part of this rule[,] as published by the department, may contact the Gifted Education Section, 205 Jefferson Street, PO Box 480, Jefferson City, MO 65102-0480, and at its website at <https://dese.mo.gov/quality-schools/gifted-education> and at <https://dese.mo.gov/governmental-affairs/dese-administrativerules/incorporated-reference-materials>. This rule does not incorporate any subsequent amendments or additions.

(5) Instructional personnel in the program for gifted students shall possess the appropriate certification for the gifted program service they are providing.

(A) In districts with an average daily attendance of more than three hundred fifty (350) students, any teacher providing gifted services shall be certificated in gifted education.

(B) In districts with an average daily attendance of three hundred fifty (350) students or fewer, any teacher providing gifted services will not be required to be certificated to teach gifted education; however, the teacher must annually participate in at least six (6) clock hours of professional development focused on gifted services. The school district will pay for any costs required for professional development focused on gifted services.

*AUTHORITY: sections 161.092 and 162.675, RSMo 2016, and section 162.720, RSMo Supp. [2021] 2023. This rule was previously filed as 5 CSR 70-742.120 and 5 CSR 50-200.010. Original rule filed May 20, 1974, effective May 30, 1974. For intervening history, please consult the **Code of State Regulations**. Amended: Filed April 15, 2024.*

PUBLIC COST: This proposed amendment is estimated to cost state agencies or political subdivisions between zero dollars and forty-eight thousand eight hundred sixty-one dollars and eight-nine cents (\$0.00 and \$48,861.89) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, ATTN: Christine Nobbe, Office of Quality Schools, PO Box 480, Jefferson City, MO 65102-0480 or by email to GiftedEducation@dese.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**FISCAL NOTE
PUBLIC COST**

**I. Title 5: Department of Elementary and Secondary Education
Division 20: Division of Learning Services
Chapter 100: Office of Quality Schools**

Rule Number and Name:	5 CSR 20-100.110 Programs for Gifted Children
Type of Rulemaking:	Amendment

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
0-217 Local Education Agencies (LEAs)	\$0.00 - \$48,861.89

III. WORKSHEET

Beginning with the 2024-25 school year, in districts with an average daily attendance of three hundred fifty students or fewer, any teacher providing gifted services will not be required to be certificated to teach gifted education but will annually participate in at least six clock hours of professional development focused on gifted services. The school district will pay for such professional development focused on gifted services.

The Missouri Department of Elementary and Secondary Education (department) estimates that, at the most, 217 Local Education Agencies (LEAs) will be impacted by this change and that the cost per LEA will be an average of \$94.17 for the training and \$131.00 for travel expenses. The department estimates that the maximum cost of compliance in the aggregate is \$48,861.89 if all 217 LEAs have a gifted program with a teacher who is not certified in gifted education. However, there are free virtual options available at no cost to districts and some educators will be certified in gifted education.

217 districts (maximum) X (\$94.17 average cost of professional learning + \$131.00 travel expenses) = \$48,861.89

IV. ASSUMPTIONS

For districts with average daily attendance of 350 or fewer, educators will participate annually in six clock hours of professional development focused on gifted services.

Teachers could participate in the following currently available options:

- Gifted and Talented Tuesday virtual events hosted by the department's Director of Gifted Education
- Summer Workshops (virtual or in-person) hosted by the department's Director of Gifted Education
- Regional Professional Development Centers (RPDC) seminars
- Gifted Association of Missouri's (GAM) Annual Conference

- Gifted Association of Missouri's New Teacher Workshop
- GAM Speaker Series

These options are free or low-cost. The department's events, and the GAM Speaker Series are free, the RPDC seminars are less than \$100 (\$60 in 2023-24), the GAM Annual Conference was \$325 in 2023, and the GAM New Teacher Workshop was \$180 in 2023. These options cost an average of \$94.17. However, it would be possible for a teacher to receive six clock hours of training at no cost.

Virtual options are available; however, some travel costs may be incurred by school districts if teachers attend required training in-person. Travel costs will vary widely, and for these purposes the assumption was made that a teacher might be required to drive 100 miles one way, 200 miles round trip. At the current state and Internal Revenue Service standard mileage rate of \$0.655 a 200-mile round trip would cost \$131.00.

The preliminary 2023 data indicates that 217 districts have average daily attendance of 350 or fewer. Not all 217 districts will have a teacher providing gifted services, and some teacher providing services will have gifted education certification.

Some Regional Professional Development Centers (RPDCs) currently offer professional learning opportunities for gifted educators with six clock hours at \$60. If additional RPDCs choose to offer classes, they can charge a fee to cover expenses. Therefore, no additional public funding is required.

**TITLE 6 – DEPARTMENT OF HIGHER EDUCATION AND
WORKFORCE DEVELOPMENT**

**Division 10 – Commissioner of Higher Education
Chapter 1 – Departmental Organization**

PROPOSED AMENDMENT

6 CSR 10-1.010 Departmental Organization. The commissioner is amending the purpose and section (1), removing section (2), and renumbering as necessary.

PURPOSE: This amendment updates name and contact information for the department, clarifies Coordinating Board for Higher Education responsibilities, and removes outdated references to the Missouri State Library, which is no longer under the control of the department.

PURPOSE: As required by section 536.023.3., RSMo [(1986)], this rule describes the organization and operation of the Department of Higher Education and Workforce Development, which was created pursuant to Article IV, sections 12 and 52, Missouri Constitution, and section 173.005, RSMo [(1986)].

(1) The Coordinating Board for Higher Education (CBHE).

(A) The CBHE is the head of the Department of Higher Education and Workforce Development and constitutes the policymaking body for the [D]epartment [of Higher Education]. The [coordinating board] CBHE appoints the commissioner of higher education, who shall be the chief administrative officer of the department. [The coordinating board also appoints the state librarian who shall administer the affairs of the State Library as a part of the the Department of Higher Education, but on matters of library policy, the state librarian, at his/her choice, may report his/her views directly to the coordinating board.]

(B) The responsibilities of the [coordinating board] CBHE include the following:

1. Establishing the policies of the Department of Higher Education and [the State Library] Workforce Development;

2. Developing a coordinated plan for higher education in this state;

3. Administering state financial assistance programs for students attending institutions of higher education in this state;

4. Approving new [degree] programs to be offered in state institutions of higher education;

5. Establishing guidelines for the appropriation requests of public institutions of higher education, including approved off-campus and out-of-district instruction;

6. Approving new state-supported [senior colleges, campuses or residence centers] postsecondary institutions;

7. Establishing statewide guidelines relating to admission and transfer of students;

8. Establishing statewide policy relating to residency of students;

9. Collecting data on all institutions of higher education in this state, which data is to be used to delineate areas of competence for each institution or for other purposes deemed appropriate by the [board] CBHE;

10. Administering state statutes with respect to public community [junior] colleges;

11. Administering state statutes providing for [coordinating board] CBHE jurisdiction over both in-state and out-of-state [trade and technical schools and degree granting] postsecondary institutions operating in Missouri;

12. Contracting with Missouri independent colleges and universities or publicly[-] supported higher education institutions or coordinating agencies [located outside the state] to provide [professional or graduate programs of instruction or] research services;

13. Coordinating reciprocal agreements between and among Missouri state institutions of higher education and between and among Missouri state institutions of higher education and publicly supported higher education institutions located outside the state; [and]

14. Placing on probation or terminating [teacher education] programs at any college or university that fails to meet certain standards[.];

15. Requiring all public two- (2-) year and four- (4-) year higher education institutions to replicate best practices in remediation;

16. Conducting studies of population and enrollment trends affecting institutions of higher education in the state;

17. Identifying higher education needs in the state;

18. Developing arrangements for more effective and more economical specialization among institutions;

19. Entering into agreements for interstate reciprocity regarding the delivery of postsecondary distance education;

20. Conducting a review every five (5) years of the mission statements of Missouri public institutions of higher education; and

21. Reviewing applications from institutions seeking a statewide mission.

[(2) The Missouri State Library maintains a book collection, a library for the blind and physically handicapped and staff in Jefferson City, provides library services to state agencies, coordinates state library services with those of local libraries and other educational agencies and provides assistance in establishing, maintaining and organizing libraries and improving library services.]

[(3)](2) The Missouri State Anatomical Board as referenced in sections 194.180 to 194.210, RSMo, which is under the supervision of the commissioner of higher education, maintains exclusive charge and control of the disposition and delivery of cadavers to and among qualified educational institutions in this state.

[(4)](3) The public may request access to public records, in custody of the Department of Higher Education and Workforce Development, by submitting requests[,] in writing[,] to the Commissioner of Higher Education, [101 Adams Street] PO Box 1469, Jefferson City, MO 65101[2]. The commissioner will route the request to the appropriate departmental custodian of records.

[(5)](4) For information concerning the coordination of higher education, the certification or exemption of [trade] postsecondary schools, or the administration of student financial aid, the public may [visit, or] write to the [office of the] department at [101 Adams Street] PO Box 1469, Jefferson City, MO 65101[2] or call [(314) 751-2361 for information on coordination and trade schools and (314) 751-3940 for information on student financial aid. For information concerning the State Library, the public may visit, or write to, the department at the library, which is located at the Missouri State Information Center 600 W. Main, Jefferson City, MO 65101 or call (314) 751-3615] (800) 473-6757. For information concerning the

Missouri State Anatomical Board, the public may *[visit, or]* write to, the *[Anatomy]* Department of **Pathology and Anatomical Sciences** at the University of Missouri Medical *[Center]* **Sciences Building, One Hospital Drive**, Columbia, MO 65212 *[or call (314) 882-2288]*.

AUTHORITY: section 536.023.3., RSMo *[1986]* **2016**. Original rule filed March 25, 1977, effective Sept. 11, 1977. Amended: Filed Sept. 12, 1984, effective Jan. 12, 1985. Amended: Filed Sept. 2, 1988, effective Dec. 1, 1988. Amended: Filed April 4, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Higher Education and Workforce Development, 301 W. High Street, Suite 860, Jefferson City, MO 65102 or info@dhewd.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.325 License Denial for Suspension, Revocation, Disqualification, or Cancellation. The director is amending the purpose statement and section (2).

PURPOSE: This amendment makes minor grammatical changes and updates the rule authority.

PURPOSE: This rule establishes the basis for denial of a Missouri driver[s] license when the applicant is suspended, revoked, disqualified, or *[cancelled]* **canceled** in this or any other state.

(2) Any person shown in the records of the National Driver Register or other records available to the director as suspended, revoked, disqualified, or *[cancelled]* **canceled** in this or any other state shall be denied a Missouri driver[s] license until such time that the suspension, revocation, disqualification, or cancellation has been cleared.

AUTHORITY: sections 302.060 and *[302.600]* **302.171**, RSMo *[2000]* **Supp. 2023**, and *[302.171]* **302.600** and 302.740, RSMo *[Supp. 2004]* **2016**, and 49 CFR 383.73(a). Emergency rule filed June 20, 1990, effective June 30, 1990, expired Oct. 27, 1990. Emergency rule filed Oct. 26, 1990, effective Nov. 5, 1990, expired March 4, 1991. Original rule filed June 20, 1990, effective Dec. 31, 1990. For intervening history, please consult the **Code of State Regulations**. Amended: Filed April 9, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.390 Commercial *[Driver Instruction]* Learner's Permit. The director is updating the title and purpose statement, amending sections (1)–(4), and adding new sections (5)–(9).

PURPOSE: This amendment updates the name commercial driver instruction permit to the commercial learner's permit and adds limitations for permit holders specific to federal endorsements.

PURPOSE: This rule establishes requirements for a commercial driver to obtain a commercial *[driver instruction]* **learner's permit**.

(1) Before applying for a commercial *[driver instruction]* **learner's permit (CLP)**, the person shall possess a valid Missouri driver license.

(2) Any applicant for a commercial *[driver instruction]* **learner's permit** shall meet all requirements of the Commercial Motor Vehicle Safety Act (sections 302.700–302.780, RSMo), except for the pre-trip inspection, off-road basic controls, and on-road driving tests.

(3) Prior to issuance of a commercial *[driver instruction]* **learner's permit**, the person shall present evidence that the appropriate commercial motor vehicle written tests were completed for the class and type of vehicle to be operated.

(4) A commercial *[driver instruction]* **learner's permit** cannot be used to operate a commercial motor vehicle transporting hazardous materials as defined in 49 CFR 383.5.

(5) A commercial learner's permit cannot be issued with a double/triple trailer (T) endorsement.

(6) The commercial learner's permit holder with a passenger endorsement is prohibited from operating a commercial motor vehicle carrying passengers, other than federal/state auditors and inspectors, test examiners, other trainees, and the commercial driver license holder accompanying the CLP holder as prescribed by 49 CFR 383.25(a)(1).

(7) A commercial learner's permit holder with a school bus (S) endorsement is prohibited from operating a commercial motor vehicle carrying passengers, other than federal/state auditors and inspectors, test examiners, other trainees,

and the commercial driver license holder accompanying the CLP holder as prescribed by 49 CFR 383.25(a)(1).

(8) A commercial learner's permit holder with a tank (N) endorsement may only operate an empty tank vehicle and is prohibited from operating any tank vehicle that previously contained hazardous materials unless such tank has been purged of any residue.

(9) Notwithstanding any provision of this rule to the contrary, nothing in this rule shall be interpreted or construed as incorporating by reference any rule, regulation, standard, or guideline of a federal agency.

AUTHORITY: section 302.720, RSMo Supp. [2013] 2023, and section 302.765, RSMo [2000] 2016. Emergency rule filed June 7, 1991, effective June 17, 1991, expired Oct. 4, 1991. Original rule filed June 7, 1991, effective Dec. 9, 1991. For intervening history, please consult the Code of State Regulations. Amended: Filed April 3, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules**

PROPOSED AMENDMENT

12 CSR 10-24.402 Department of Revenue Instruction Permits. The director is amending sections (1), (2), (3), and (6).

PURPOSE: This amendment updates language to clarify requirements and issuance terms for a motorcycle permit or a motorcycle endorsement based on age and whether the individual does or does not have a current valid driver license.

(1) An applicant shall not be issued a restricted temporary instruction permit until *[his/her]* the applicant's fifteenth birthday.

(2) Until *[his/her]* the applicant's sixteenth birthday, the holder of a temporary permit shall be accompanied at all times while driving a motor vehicle by a grandparent, parent, guardian, driver training instructor certified by the Department of Elementary and Secondary Education, or a qualified instructor of a private drivers' education program as defined in the following:

(A) Grandparent shall include a foster grandparent, stepgrandparent, or adoptive grandparent;

(B) Parent shall include a foster parent, stepparent, or

adoptive parent;

(C) Guardian shall be a court-appointed guardian,*[/]* or, in the event the parent, grandparent, or guardian of the person under sixteen (16) years of age has a physical disability which prohibits or disqualifies them from being a qualified licensed operator, the parent, grandparent, or guardian may designate a maximum of two (2) individuals authorized to accompany the applicant for the purpose of giving instruction in driving the motor vehicle. The designee must meet the requirements outlined in section 302.130, RSMo. The parent, grandparent, or guardian must complete a certified statement prescribed by the director of revenue and must provide the designee's full name and driver*[s]* license number. The name and driver*[s]* license number of the designee shall be displayed on a label affixed to the temporary permit;

(D) A certified driver trainer must hold a valid driver*[s]* license and an education endorsement on a teaching certificate issued by the Department of Elementary and Secondary Education and may be a driver trainer employed by a federal residential job training program; and

(E) A qualified private drivers' education program instructor must hold a valid driver*[s]* license.

(3) The **restricted** temporary instruction permit form shall be the same form used for sixteen- (16-)*[/]*-year-old **permit** applicants *[, except such form shall state that the person until age sixteen (16) shall be accompanied by a grandparent, parent, guardian or designated person as specified in section (1) of this rule while driving a motor vehicle].*

(6) The temporary motorcycle instruction permit issued to a driver aged sixteen (16) or older holding a valid driver license or a temporary operator permit with a motorcycle endorsement issued to persons aged fifteen and one-half (15½) years of age or older pursuant to section 302.132, RSMo, shall expire six (6) months (one hundred eighty-four (184) days) from the date of application. An individual may renew such permit within one hundred eighty-four (184) days of the expiration date without being required to take the written examination. An individual holding a motorcycle instruction permit or an operator permit with a motorcycle endorsement may renew such permit for one additional six- (6-) month period within one hundred eighty-four (184) days of the expiration date without being required to take the written examination. Persons at least fifteen and one-half (15½) years of age, but less than sixteen (16), applying for a motorcycle endorsed permit must submit proof of completion of a Missouri motorcycle rider training course as provided in 302.132, RSMo.

AUTHORITY: sections 302.130[, RSMo Supp. 2001] and 302.132, RSMo [2000] 2016. Emergency rule filed Sept. 16, 1991, effective Sept. 26, 1991, expired Jan. 23, 1992. Original rule filed Sept. 16, 1991, effective Jan. 13, 1992. For intervening history, please consult the Code of State Regulations. Amended: Filed April 9, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office,

301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.405 Proof of State of Domicile Requirements for Commercial Driver License Applicants. The director is amending the purpose and sections (1)-(3).

PURPOSE: This amendment updates the purpose statement and updates all sections to update license and permit names.

PURPOSE: This rule clarifies what documents meet the requirements contained in 49 CFR section 383.71(a)(2)(vi) and section 383.71(b)(10), and will thus be accepted by the Department of Revenue for purposes of issuing a commercial [driver's instruction] **learner's permit** or commercial driver[s] license.

(1) As used herein and consistent with 49 CFR section 383.5, the following words and phrases mean:]–

(B) [“Commercial driver's instruction permit,” a]A “commercial learner's permit,” a **permit** issued to an individual by a state or other jurisdiction of domicile in accordance with the standards contained in 49 CFR 383, which, when carried with a valid driver[s] license issued by the same state or jurisdiction, authorizes the individual to operate a class of commercial motor vehicle when accompanied by a holder of a valid commercial driver[s] license for purposes of behind-the-wheel training. When issued to a commercial driver[s] license holder, a commercial learner's permit serves as authorization for accompanied behind-the-wheel training in a commercial motor vehicle for which the holder's current commercial driver[s] license is not valid; and

(C) “Commercial driver[s] license (CDL),” a license issued by the state of Missouri or another state of domicile in accordance with 49 CFR 383 which authorizes the individual to operate a class of commercial motor vehicle.

(2) For purposes of providing proof of state of domicile in accordance with 49 CFR section 383.71(a)(2)(vi), 49 CFR section 383.71(b)(10), and 49 CFR section 383.212, all applicants for a commercial [driver's instruction] **learner's permit** under section 302.720, RSMo, or a commercial driver[s] license under section 302.735, RSMo, shall present two (2) acceptable documents from two (2) different issuing sources. Documents acceptable to verify state of domicile must contain the applicant's name and address and must be the most recently issued credential. Acceptable documents for proof of state of domicile include the following:

(3) Applicants requesting a separate mailing address for a commercial [driver's instruction] **learner's permit** or commercial driver[s] license must present one (1) additional document as proof of their mailing address.

AUTHORITY: section 302.765, RSMo 2016. Original rule filed Jan. 30, 2019, effective Aug. 30, 2019. Amended: Filed April 9, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.430 Back of Driver License, Permits, and Nondriver License. The director is amending the purpose statement and sections (1) and (2).

PURPOSE: This amendment updates the rule to match recent changes in the law made to the front and back of the driver license, permits, and nondriver license.

PURPOSE: This rule complies with section 302.181, RSMo, which provides for [a form to be utilized for designating anatomical gifts as provided in section 194.255, RSMo, and the name and address of the person designated as the licensee's attorney-in-fact for the purposes of a durable power of attorney for health care decisions] **the form of the driver license, permit, or nondriver license and includes an area to be used for placement of a sticker indicating the holder's consent to inclusion in the organ, eye, and tissue donor registry as provided in section 302.171, RSMo.**

(1) The information that may be printed on the back of a person's driver license, permit, or nondriver license includes endorsements, restrictions, two- (2-)[-]-dimensional barcode, **one- (1-) dimensional barcode, inventory tracking number, card revision date, security markings, permanent disability indicator, boater identification indicator, [and] areas for indicating whether the person has taken a skills test, [for designating anatomical gifts, and for designating the name and address of the licensee's attorney-in-fact for the purposes of a durable power of attorney for health care decisions] and an area for placement of organ donor symbol sticker.**

(2) The following information will be contained in the two- (2-)[-]-dimensional barcode on the back of a person's license document(s):

(O) [Sequential control number; and] **Document designator;**

(P) State of Missouri identifier[.]; and

(Q) Optional indicators or designations that appear on the front or back of card.

AUTHORITY: sections 302.182 and 302.184, RSMo 2016, and sections 302.171, 302.181, [302.182, and 302.184.] 302.188, and 302.205, RSMo Supp. [2009] 2023. Original rule filed Sept. 15, 1995, effective March 30, 1996. For intervening history, please

consult the *Code of State Regulations*. Amended: Filed April 9, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules**

PROPOSED AMENDMENT

12 CSR 10-24.480 Boater Identification Indicator on Driver or Nondriver License. The director is amending section (1).

PURPOSE: This amendment updates the agency name that oversees boater identification cards.

(1) To obtain a boater identification indicator on the back of a driver or nondriver license, the applicant must present a boater identification card issued by the Missouri State **Highway Patrol** (Water Patrol **Division**) indicating the applicant has complied with the provisions of section 306.127, RSMo.

AUTHORITY: section 302.184, RSMo [Supp. 2009] 2016. Emergency rule filed June 21, 2010, effective July 1, 2010, expired Dec. 28, 2010. Original rule filed June 21, 2010, effective Dec. 30, 2010. Amended: Filed April 9, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**TITLE 20 – DEPARTMENT OF COMMERCE
AND INSURANCE**

**Division 2030 – Missouri Board for Architects,
Professional Engineers, Professional Land Surveyors,
and Professional Landscape Architects**

Chapter 14 – Definitions

PROPOSED AMENDMENT

20 CSR 2030-14.020 Definition of Baccalaureate Degree From Approved Curriculum as Used in Section 327.314.2(1)(a), RSMo. The board is amending the purpose statement and sections (1) and (2).

PURPOSE: This amendment complies with a statutory amendment via HB 2149 regarding changes that went into effect on January 1, 2024, and clarifies approved course work toward licensure as a Professional Land Surveyor.

PURPOSE: This rule provides a clear definition of the words baccalaureate degree from an approved curriculum as those words are used in section [327.312.1(1)] 327.314.2(1)(a), RSMo.

(1) The approved curriculum for a baccalaureate degree as it applies [to admission to the land surveyor-intern program] toward licensure as a professional land surveyor will be deemed acceptable if the candidate holding the degree has achieved all of the credits in college-level courses in accordance with the following table:

General Title	Representative Course Titles	Semester Hours
Mathematics	Trigonometry, Algebra, Analytic Geometry, Calculus, Statistics	12
Communications	Technical Writing, Speech	3
Legal Aspects of Boundary Survey	Legal Principles of Surveying, Missouri Surveying Law, Legal Principles and Boundary Control, Legal Aspects of Surveying, United States Public Land Surveying System (UPLSS)	6
Science	Physics, Geophysics, Astronomy, Computer Science, Remote Sensing	12
Surveying (A)	Surveying I, Surveying II, Land Surveying, Fundamentals of Surveying, Advanced Surveying, Surveying Calculations	6
Surveying (B)	Subdivision Design, Route and Construction Surveying, Geomatics, Introduction to GIS, Geodesy and Geodeic Positioning, Geospatial Technologies, Photogrammetry, UAS Mapping	3

(2) [Correspondence c]Course work will be considered as college-level courses only if they have been accepted for credit toward a degree by an Accreditation Board for Engineering and Technology (ABET)-approved curriculum or as approved by the board.

AUTHORITY: section 327.041, RSMo 2016, and section [327.312] 327.314, RSMo Supp. 2023. This rule originally filed as 4 CSR 30-14.020. Original rule filed Jan. 12, 1984, effective April 12,

1984. For intervening history, please consult the **Code of State Regulations**. Amended: Filed April 11, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573) 751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

Division 2030 – Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects Chapter 14 – Definitions

PROPOSED AMENDMENT

20 CSR 2030-14.030 Definition of Sixty Semester Hours from Approved Curriculum as Used in Section 327.314.2(1)(b), RSMo. The board is amending the purpose statement and sections (1) and (2).

PURPOSE: This amendment complies with a statutory amendment via HB 2149 regarding changes that went into effect on January 1, 2024, and clarifies approved course work toward licensure as a Professional Land Surveyor.

PURPOSE: This rule provides a clear definition of the words [twenty] **sixty (60)** semester hours [of] **from** approved [surveying course work] **curriculum** as those words are used in section [327.312.1(2)] **327.314.2(1)(b)**, RSMo.

(1) The approved curriculum for a person applying for [admission to the land surveyor-intern program] **licensure as a professional land surveyor** and who has at least sixty (60) semester hours of college-level courses will be in accordance with the following table:

General Title	Representative Course Titles	Semester Hours
Mathematics	Trigonometry, Algebra, Analytic Geometry, Calculus, Statistics	8
Communications	Technical Writing, Speech	3
Legal Aspects of Boundary Survey	Legal Principles of Surveying, Missouri Surveying Law, Legal Principles and Boundary Control, Legal Aspects of Surveying, United States Public Land Surveying System (UPLSS)	6

Science	Physics, Geophysics, Astronomy, Computer Science, Remote Sensing	9
Surveying (A)	Surveying I, Surveying II, Land Surveying, Fundamentals of Surveying, Advanced Surveying, Surveying Calculations	12
Surveying (B)	Subdivision Design, Route and Construction Surveying, Geomatics, Introduction to GIS, Geodesy and Geodeic Positioning, Geospatial Technologies, Photogrammetry, UAS Mapping	5

(2) [Correspondence c]Course work will be considered as college-level courses only if they have been accepted for credit toward a degree by an Accreditation Board for Engineering and Technology (ABET)-approved curriculum **or as approved by the board.**

AUTHORITY: section 327.041, RSMo 2016, **and section 327.314, RSMo Supp. 2023.** This rule originally filed as 4 CSR 30-14.030. Original rule filed Jan. 12, 1984, effective April 12, 1984. For intervening history, please consult the **Code of State Regulations**. Amended: Filed April 11, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573) 751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

Division 2030 – Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects Chapter 14 – Definitions

PROPOSED AMENDMENT

20 CSR 2030-14.040 Definition of Fifteen Semester Hours of Approved Surveying Course Work as Used in Section 327.314.2(1)(c), RSMo. The board is amending the purpose statement and sections (1) and (2).

PURPOSE: This amendment complies with a statutory amendment via HB 2149 regarding changes that went into effect on January

1, 2024, and clarifies approved course work toward licensure as a Professional Land Surveyor.

PURPOSE: This rule provides a clear definition of the words fifteen (15) semester hours of approved surveying course work as those words are used in section [327.312.1(3)] 327.314.2(1)(c), RSMo.

(1) The approved surveying course work as it applies [to admission to the land surveyor-intern program] toward licensure as a professional land surveyor without either a baccalaureate or associate degree-type program will be deemed acceptable if the candidate has achieved all the credits in college-level courses in accordance with the following table:

General Title	Representative Course Titles	Semester Hours
Surveying (A)	Surveying I, Surveying II, Land Surveying, Fundamentals of Surveying, Advanced Surveying, Surveying Calculations	9
Legal Aspects of Boundary Survey	Legal Principles of Surveying, Missouri Surveying Law, Legal Principles and Boundary Control, Legal Aspects of Surveying, United States Public Land Surveying System (UPLSS)	6

(2) [Correspondence c]Course work will be considered as college-level courses only if they have been accepted for credit toward a degree by an Accreditation Board for Engineering and Technology (ABET)-approved curriculum or as approved by the board.

AUTHORITY: section 327.041, RSMo 2016, and section 327.314, RSMo Supp. 2023. This rule originally filed as 4 CSR 30-14.040. Original rule filed Jan. 12, 1984, effective April 12, 1984. For intervening history, please consult the *Code of State Regulations*. Amended: Filed April 11, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573) 751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2040 – Office of Athletics**

**Chapter 5 – Rules for Professional Boxing,
Professional Wrestling, Professional and Amateur
Kickboxing, and Professional Full-Contact Karate**

PROPOSED AMENDMENT

20 CSR 2040-5.040 Rules for Professional Boxing. The office is adding a new section (25).

PURPOSE: This amendment provides guidelines on experience to participate as a professional boxer contestant.

(25) An individual who is making their professional debut as a boxer in Missouri will be required to have a minimum of six (6) sanctioned amateur bouts with a winning record prior to being permitted to compete as a professional boxing contestant in Missouri.

AUTHORITY: sections 317.006 and 317.015, RSMo Supp. [2021] 2023. This rule originally filed as 4 CSR 40-5.040. Original rule filed April 30, 1982, effective Sept. 11, 1982. For intervening history, please consult the *Code of State Regulations*. Amended: Filed April 2, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of Athletics, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-5649 or via email at athletic@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2263 – State Committee for
Social Workers**

Chapter 2 – Licensure Requirements

PROPOSED AMENDMENT

20 CSR 2263-2.085 Restoration of License. The committee is deleting sections (3) and (4) and adding new section (3).

PURPOSE: This amendment outlines the requirements for restoration of a license that has been expired for two (2) years or more or revoked.

[(3) A license that has been expired for two (2) years or more must be restored by submitting—

(A) A completed application for licensure, noting the previous license, a request for restoration of license, and one (1) of the following:

1. Proof of current qualification for licensure and proof of completion of at least thirty (30) hours of continuing education completed within the two (2) years immediately preceding the application;

2. Proof of eligibility for licensure by reciprocity as if the applicant was applying for a new license; or

3. Proof of successful completion of any examination required for licensure that has been completed within two (2) years of the date of the request for the restoration of license; and

(B) The restoration fee.

(4) To restore a license that has been previously revoked, the applicant must submit the following:

(A) An application for licensure requesting reinstatement that contains a statement of the applicant's competency for licensure and rehabilitation from the conduct that was the cause of revocation;

(B) Proof of current qualification for licensure and proof of completion of at least thirty (30) hours of continuing education completed within two (2) years immediately preceding the application, or proof of eligibility for licensure by reciprocity as if the applicant was applying for a new license;

(C) Proof of successful completion of any examination required for licensure that has been completed within two (2) years of the date of the request for restoration of license; and

(D) The restoration fee.]

(3) A license that has been expired for two (2) or more years or revoked shall not be restored. An individual may reapply for licensure under the regulations in effect at the time of reapplication.

AUTHORITY: section[s] 337.600, **RSMo 2016**, and sections 337.612, 337.618, 337.627, 337.630, and 337.662, **RSMo [2016] Supp. 2023**. This rule originally filed as 4 CSR 263-2.085. Original rule filed Dec. 30, 1998, effective July 30, 1999. For intervening history, please consult the **Code of State Regulations**. Amended: Filed April 10, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Committee for Social Workers, PO Box 1335, Jefferson City, MO 65102, by fax at (573) 526-3489 or via email at lcsww@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted that has been changed from the text contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments that are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 5 – Wildlife Code: Permits**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.360 Resident Archer's Hunting Permit is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 138-139). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received comments from eighteen (18) individuals on the proposed amendment.

COMMENT #1: The commission received comments from two (2) individuals who voiced support for proposed changes to this rule.

RESPONSE: The commission thanks the individuals for their comments.

COMMENT #2: The commission received comments from four

(4) individuals who voiced general opposition to proposed changes to this rule.

RESPONSE: The commission thanks the individuals for their comments.

COMMENT #3: The commission received comments from ten (10) individuals who voiced opposition to proposed changes to this rule, with specific comments indicating the opportunity to harvest turkey should remain included in the archer's hunting permit.

RESPONSE: The commission thanks the individuals for their comments. Harvest and utilization of a fall firearm turkey permit has decreased over the years. Harvest of turkeys in the fall utilizing archery methods and the archer's permit, however, did increase in past years but recently has remained relatively stable. The take of turkeys utilizing an archer's permit appears largely opportunistic. The tandem modification to the archer's and fall firearm permits will functionally reduce the bag limit of turkeys from four (4) to two (2) turkeys. Although the opportunity to hunt turkeys with either archery or firearm methods will continue, these changes will reduce the number of turkeys a hunter can harvest in the fall for residents and nonresidents. This modification is a balance of management of the turkey population, opportunity, and public input. Lastly, the opportunity to pursue turkeys utilizing archery methods is still available but now will be through a singular fall turkey permit. No changes have been made to the rule as a result of this comment.

COMMENT #4: The commission received comments from two (2) individuals who voiced opposition to proposed changes to this rule, with specific comments indicating if the opportunity to harvest turkey is removed from the archer's hunting permit, then the cost should decrease.

RESPONSE: The commission thanks the individuals for their comments. The archer's permit before the removal of turkeys provided an exceptional value beyond that of firearm deer and turkey permits. With the removal of turkeys from the archer's permit, and at the 2023 value, it still allows for the take of deer at a reduced cost as compared to a firearms permit with the added value of increased opportunity. No changes have been made to the rule as a result of this comment.

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 5 – Wildlife Code: Permits**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.365 Resident Turkey Hunting Permits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 140). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received comments from four (4) individuals on the proposed

amendment.

COMMENT #1: The commission received comments from two (2) individuals who voiced support for proposed changes to this rule.

RESPONSE: The commission thanks the individuals for their comments.

COMMENT #2: The commission received comments from one (1) individual who voiced general opposition to proposed changes to this rule.

RESPONSE: The commission thanks the individual for their comment.

COMMENT #3: The commission received comments from one (1) individual who voiced opposition to proposed changes to this rule, with specific comments indicating the opportunity to harvest turkey should remain included in the archer's hunting permit.

RESPONSE: The commission thanks the individual for their comment. Harvest and utilization of a fall firearm turkey permit has decreased over the years. Harvest of turkeys in the fall utilizing archery methods and the archer's permit, however, did increase in past years but recently has remained relatively stable. The take of turkeys utilizing an archer's permit appears largely opportunistic. The tandem modification to the archer's and fall firearm permits will functionally reduce the bag limit of turkeys from four (4) to two (2) turkeys. Although the opportunity to hunt turkeys with either archery or firearm methods will continue, these changes will reduce the number of turkeys a hunter can harvest in the fall for residents and nonresidents. This modification is a balance of management of the turkey population, opportunity, and public input. Lastly, the opportunity to pursue turkeys utilizing archery methods is still available but now will be through a singular fall turkey permit. No changes have been made to the rule as a result of this comment.

TITLE 3 – DEPARTMENT OF CONSERVATION Division 10 – Conservation Commission Chapter 5 – Wildlife Code: Permits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.560 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 140-141). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received comments from seven (7) individuals and one (1) staff on the proposed amendment.

COMMENT #1: The commission received comments from one (1) individual who voiced general opposition to proposed changes to this rule.

RESPONSE: The commission thanks the individual for their comment.

COMMENT #2: The commission received comments from five (5) individuals who voiced opposition to proposed changes to this rule, with specific comments indicating the opportunity to harvest turkey should remain included in the archer's hunting permit.

RESPONSE: The commission thanks the individuals for their comments. Harvest and utilization of a fall firearm turkey permit has decreased over the years. Harvest of turkeys in the fall utilizing archery methods and the archer's permit, however, did increase in past years but recently has remained relatively stable. The take of turkeys utilizing an archer's permit appears largely opportunistic. The tandem modification to the archer's and fall firearm permits will functionally reduce the bag limit of turkeys from four (4) to two (2) turkeys. Although the opportunity to hunt turkeys with either archery or firearm methods will continue, these changes will reduce the number of turkeys a hunter can harvest in the fall for residents and nonresidents. This modification is a balance of management of the turkey population, opportunity, and public input. Lastly, the opportunity to pursue turkeys utilizing archery methods is still available but now will be through a singular fall turkey permit. No changes have been made to the rule as a result of this comment.

COMMENT #3: The commission received comments from one (1) individual who voiced opposition to proposed changes to this rule, with specific comments indicating if the opportunity to harvest turkey is removed from the archer's hunting permit, then the cost should decrease.

RESPONSE: The commission thanks the individual for their comment. The archer's permit before the removal of turkeys provided an exceptional value beyond that of firearm deer and turkey permits. With the removal of turkeys from the archer's permit, and at the 2023 value, it still allows for the take of deer at a reduced cost as compared to a firearms permit with the added value of increased opportunity. No changes have been made to the rule as a result of this comment.

COMMENT #4: The commission received comments from one (1) staff with an editorial change to the proposed amendment, to reflect the recently updated price of the Nonresident Archer's Hunting Permit, which was effective February 29, 2024.

RESPONSE AND EXPLANATION OF CHANGE: The commission thanks the staff for recognizing this oversight and corrected the price.

3 CSR 10-5.560 Nonresident Archer's Hunting Permit

To pursue, take, possess, and transport deer during the fall deer archery season and small game (except furbearers) during prescribed seasons. Fee: two hundred seventy-six dollars and fifty cents (\$276.50).

TITLE 3 – DEPARTMENT OF CONSERVATION Division 10 – Conservation Commission Chapter 5 – Wildlife Code: Permits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-5.565 Nonresident Turkey Hunting Permits
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 142). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received comments from two (2) individuals on the proposed amendment.

COMMENT #1: The commission received comments from one (1) individual who voiced general opposition to proposed changes to this rule.

RESPONSE: The commission thanks the individual for their comment.

COMMENT #2: The commission received comments from one (1) individual who voiced opposition to proposed changes to this rule, and who stated the number of nonresident turkey hunting permits should be reduced to allow Missourians a better experience and chance of harvesting a turkey.

RESPONSE: The commission thanks the individual for their comment. Harvest and utilization of a fall firearm turkey permit has decreased over the years. Harvest of turkeys in the fall utilizing archery methods and the archer's permit, however, did increase in past years but recently has remained relatively stable. The take of turkeys utilizing an archer's permit appears largely opportunistic. The modification to this rule is in conjunction with removal of turkeys from the Nonresident Archer's Permit. This tandem modification to permits functionally reduces the bag limit of turkeys from four (4) to two (2) turkeys. This modification is a balance of management of the turkey population, opportunity, and public input. Although the opportunity to hunt turkeys with either archery or firearm methods will continue, these changes will reduce the number of turkeys a hunter can harvest in the fall for residents and nonresidents. No changes have been made to the rule as a result of this comment.

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 5 – Wildlife Code: Permits**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.579 Nonresident Landowner Turkey Hunting Permits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 142). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received comments from one (1) individual on the proposed amendment.

COMMENT #1: The commission received comments from one (1) individual who voiced general opposition to proposed changes to this rule.

RESPONSE: The commission thanks the individual for their comment.

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 5 – Wildlife Code: Permits**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.580 Nonresident Landowner Archer's Hunting Permit is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 142-144). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received comments from two (2) individuals on the proposed amendment.

COMMENT #1: The commission received comments from one (1) individual who voiced general opposition to proposed changes to this rule, and who stated the price should be reduced for nonresident landowners.

RESPONSE: The commission thanks the individual for their comment.

COMMENT #2: The commission received comments from one (1) individual who voiced opposition to proposed changes to this rule, with specific comments indicating the opportunity to harvest turkey should remain included in the archer's hunting permit.

RESPONSE: The commission thanks the individual for their comment. Harvest and utilization of a fall firearm turkey permit has decreased over the years. Harvest of turkeys in the fall utilizing archery methods and the archer's permit, however, did increase in past years but recently has remained relatively stable. The take of turkeys utilizing an archer's permit appears largely opportunistic. The modification to this rule is in conjunction with modification to the fall firearm turkey permit. This tandem modification to permits functionally reduces the bag limit of turkeys from four (4) to two (2) turkeys. Although the opportunity to hunt turkeys with either archery or firearm methods will continue, these changes will reduce the number of turkeys a hunter can harvest in the fall for residents and nonresidents. This modification is a balance of management of the turkey population, opportunity, and public input. Lastly, the opportunity to pursue turkeys utilizing archery methods is still available but now will be through a singular fall turkey permit. No changes have been made to the rule as a result of this comment.

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 7 – Wildlife Code: Hunting: Seasons, Methods, Limits**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.440 is amended.

This rule establishes hunting seasons and limits and is exempted by section 536.012, RSMo, from the requirement for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.440 by establishing seasons and limits for hunting migratory game birds and waterfowl during the 2024–2025 seasons.

3 CSR 10-7.440 Migratory Game Birds and Waterfowl: Seasons, Limits

PURPOSE: The Department of Conservation is authorized to select waterfowl hunting season dates and bag limits within frameworks established by the U.S. Fish and Wildlife Service. The seasons and limits selected are intended to provide optimum hunting opportunity consistent with the welfare of the species.

(1) Migratory game birds and waterfowl may be taken, possessed, transported, and stored only as provided in federal regulations and this Code.

(2) The head or one (1) fully feathered wing must remain attached to all waterfowl while being transported from the field to one's home or a commercial preservation facility.

(3) Seasons and limits are as follows:

(A) Mourning doves, Eurasian collared-doves, and white-winged doves may be taken from one-half (1/2) hour before sunrise to sunset from September 1 through November 29. Limits: fifteen (15) doves daily in the aggregate; forty-five (45) in possession;

(B) Sora and Virginia rails may be taken from one-half (1/2) hour before sunrise to sunset from September 1 through November 9. Limits: twenty-five (25) rails daily in the aggregate; seventy-five (75) in possession;

(C) Woodcock may be taken from one-half (1/2) hour before sunrise to sunset from October 18 through December 1. Limits: three (3) woodcock daily; nine (9) in possession;

(D) Wilson's snipe may be taken from one-half (1/2) hour before sunrise to sunset from September 1 through December 16. Limits: eight (8) snipe daily; twenty-four (24) in possession;

(E) Blue-winged, green-winged, and cinnamon teal may be taken from sunrise to sunset from September 7 through September 22. Limits: six (6) teal daily in the aggregate; eighteen (18) in possession;

(F) Waterfowl Zones: The North Zone shall be that portion of Missouri north of a line running west from the Illinois border on I-70; west on I-70 to U.S. Hwy. 65; north on U.S. Hwy. 65 to Mo. Hwy. 41; north on Mo. Hwy. 41 to U.S. Hwy. 24; west on U.S. Hwy. 24 to Mo. Hwy. 10; west on Mo. Hwy. 10 to U.S. Hwy. 69; north on U.S. Hwy. 69 to Mo. Hwy. 116; west on Mo. Hwy. 116 to U.S. Hwy. 59; south on U.S. Hwy. 59 to the Kansas border. The South Zone shall be that portion of Missouri south of a line running west from the Illinois border on Mo. Hwy. 74 to Mo. Hwy. 25; south on Mo. Hwy. 25 to U.S. Hwy. 62; west on U.S. Hwy. 62 to Mo. Hwy. 53; north on Mo. Hwy. 53 to Mo. Hwy. 51; north on Mo. Hwy. 51 to U.S. Hwy. 60; west on U.S. Hwy. 60 to Mo. Hwy. 21; north on Mo. Hwy. 21 to Mo. Hwy. 72; west on Mo. Hwy. 72 to Mo. Hwy. 32; west on Mo. Hwy. 32 to U.S. Hwy. 65; north on U.S. Hwy. 65 to U.S. Hwy. 54; west on U.S. Hwy. 54 to the Kansas border. The Middle Zone shall be the remainder of

Missouri not included in other zones;

(G) During years when the federal framework prescribes a sixty- (60-) day duck season, the North Zone season will open on the Saturday nearest October 31, the Middle Zone season will open on the first Saturday in November for nine (9) days, close for five (5) days, and then re-open for fifty-one (51) days, the South Zone season will open on Thanksgiving Day for four (4) days, close through December 6, and then reopen December 7 through January 31 (as late as the federal framework allows). During years when the federal framework prescribes a forty-five- (45-) day duck season or thirty- (30-) day duck season, no season date formula will be used. A person possessing the appropriate state and federal permits may take ducks in accordance to the season lengths, bag limits, and species-specific opening and closing dates established annually by the Conservation Commission;

(H) Ducks and coots may be taken from one-half (1/2) hour before sunrise to sunset as follows:

1. Ducks and coots may be taken from November 2 through December 31 in the North Zone; from November 2 through November 10 and November 16 through January 5 in the Middle Zone; and from November 28 through December 1 and December 7 through January 31 in the South Zone; and

2. Duck and coot limits are as follows: The daily bag limit of ducks is six (6) and may include no more than four (4) mallards (no more than two (2) of which may be female), three (3) wood ducks, two (2) redheads, two (2) hooded mergansers, one (1) pintail, one (1) mottled duck, two (2) canvasback, and two (2) black ducks. The possession limit is eighteen (18), including no more than twelve (12) mallards (no more than six (6) of which may be female), nine (9) wood ducks, six (6) redheads, six (6) hooded mergansers, three (3) pintails, three (3) mottled ducks, six (6) canvasbacks, and six (6) black ducks. The daily limit of scaup is two (2) and a possession limit for scaup is six (6) in the North Zone from November 2 through December 16, in the Middle Zone November 2 through November 10 and November 16 through December 21, and in the South Zone November 28 through December 1 and December 7 through January 16. The daily limit of scaup is one (1) and a possession limit for scaup is three (3) in the North Zone December 17 through December 31, in the Middle Zone December 22 through January 5 and in the South Zone January 17 through January 31. The daily limit of coots is fifteen (15) and the possession limit for coots is forty-five (45);

(I) Geese may be taken from one-half (1/2) hour before sunrise to sunset as follows:

1. Blue, snow, and Ross's geese may be taken from November 11 through February 6 statewide;

2. White-fronted geese may be taken from November 11 through February 6 statewide;

3. Canada geese and brant may be taken from October 5 through October 13 and from November 11 through February 6 statewide; and

4. Goose limits are as follows: The daily bag limit is three (3) Canada geese and brant in aggregate, twenty (20) blue, snow, or Ross's geese, and two (2) white-fronted geese, statewide. The possession limit is nine (9) Canada geese and brant in aggregate and six (6) white-fronted geese. There is no possession limit for blue, snow, and Ross's geese;

(J) Ducks, geese, brant, and coots may be taken by youth hunters fifteen (15) years of age or younger from October 26 through October 27 in the North Zone; from October 26 through October 27 in the Middle Zone; and from November 23 through November 24 in the South Zone. The daily and possession limits for ducks, geese, and coots are the same as during the regular duck, goose, and coot hunting seasons. Any person fifteen (15) years or younger may participate in the youth waterfowl hunting days without permit provided

they are in the immediate presence of an adult eighteen (18) years of age or older. If the youth hunter does not possess a hunter education certificate card, the adult must be properly licensed (i.e., must meet any permit requirements that allow small game hunting) and have in their possession a valid hunter education certificate card unless they were born before January 1, 1967. The adult may not hunt ducks but may participate in other seasons that are open on the special youth days;

(K) Shells possessed or used while hunting waterfowl and coots statewide, and for other wildlife as designated by posting on public areas, must be loaded with material approved as nontoxic by the United States Fish and Wildlife Service;

(L) Persons who possess a valid Conservation Order permit may chase, pursue, and take blue, snow, and Ross's geese from one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset from February 7 through April 30. Any other regulation notwithstanding, methods for the taking of blue, snow, and Ross's geese include using shotguns capable of holding more than three (3) shells, and with the use or aid of recorded or electrically amplified bird calls or sounds, or recorded or electrically amplified imitations of bird calls or sounds. An exception to the above permit requirement includes any person fifteen (15) years of age or younger, provided either 1) the person is in the immediate presence of a properly licensed adult (must possess a Conservation Order permit) who is eighteen (18) years of age or older and has in their possession a valid hunter education certificate card, or was born before January 1, 1967, or 2) the person possesses a valid hunter education certificate card. A daily bag limit will not be in effect February 7 through April 30 (See 3 CSR 10-5.436 and 3 CSR 10-5.567 for Conservation Order Permit requirements); and

(M) Migratory game birds, to include only doves, ducks, mergansers, and coots, may be taken by hunters with birds of prey as follows (See 3 CSR 10-9.442 for additional provisions about falconry including season lengths and limits for wildlife other than migratory game birds. See 3 CSR 10-9.440 for falconry permit requirements):

1. Doves may be taken from September 1 through December 16 from one-half (1/2) hour before sunrise to sunset. Daily limit: three (3) doves; possession limit: nine (9) doves, except that any waterfowl taken by falconers must be included within these limits; and

2. Ducks, mergansers, and coots may be taken from sunrise to sunset from September 7 through September 22 statewide, and from one-half (1/2) hour before sunrise to sunset as follows: in the North Zone, October 26 through October 27, November 2 through December 31, and February 11 through March 10; in the Middle Zone, October 26 through October 27, November 2 through November 10, November 16 through January 5, and February 11 through March 10; and, in the South Zone, November 23 through November 24, November 28 through December 1, December 7 through January 31, and February 11 through March 10. Daily limit: three (3) birds singly or in the aggregate, including doves; possession limit: nine (9) birds singly or in the aggregate, including doves.

This amendment was filed April 5, 2024, becomes effective **May 15, 2024**.

TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 7 – Wildlife Code: Hunting: Seasons,
Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.455 Turkeys: Seasons, Methods, Limits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 145). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received comments from seven (7) individuals on the proposed amendment.

COMMENT #1: The commission received comments from two (2) individuals who voiced general opposition to proposed changes to this rule.

RESPONSE: The commission thanks the individuals for their comments.

COMMENT #2: The commission received comments from one (1) individual who voiced opposition to proposed changes to this rule, with specific comments indicating the opportunity to harvest turkey should remain included in the archer's hunting permit.

RESPONSE: The commission thanks the individual for their comment. Harvest and utilization of a fall firearm turkey permit has decreased over the years. Harvest of turkeys in the fall utilizing archery methods and the archer's permit, however, did increase in past years but recently has remained relatively stable. The take of turkeys utilizing an archer's permit appears largely opportunistic. The tandem modification to the archer's and fall firearm permits will functionally reduce the bag limit of turkeys from four (4) to two (2) turkeys. Although the opportunity to hunt turkeys with either archery or firearm methods will continue, these changes will reduce the number of turkeys a hunter can harvest in the fall for residents and nonresidents. This modification is a balance of management of the turkey population, opportunity, and public input. Lastly, the opportunity to pursue turkeys utilizing archery methods is still available but now will be through a singular fall turkey permit. No changes have been made to the rule as a result of this comment.

COMMENT #3: The commission received comments from one (1) individual who voiced opposition to proposed changes to this rule, with specific comments indicating if the opportunity to harvest turkey is removed from the archer's hunting permit, then the cost should decrease.

RESPONSE: The commission thanks the individual for their comment. The archer's permit before the removal of turkeys provided an exceptional value beyond that of firearm deer and turkey permits. With the removal of turkeys from the archer's permit, and at the 2023 value, it still allows for the take of deer at a reduced cost as compared to a firearms permit with the added value of increased opportunity. No changes have been made to the rule as a result of this comment.

COMMENT #4: The commission received comments from two (2) individuals who voiced opposition to proposed changes to this rule, with specific comments indicating both archery and firearms methods should be allowed to be carried.

RESPONSE: The commission thanks the individuals for their comments. The rule modification regarding the carrying of a shotgun and archery equipment at the same time while pursuing turkeys in the fall was editorial in nature. That

prohibition was in place prior to this proposed rule change. No changes have been made to the rule as a result of this comment.

COMMENT #5: The commission received comments from one (1) individual who voiced opposition to proposed changes to this rule, with specific comments indicating a bounty should be put on predators instead of reducing the fall turkey harvest limit to two (2) total.

RESPONSE: The commission thanks the individual for their comment. Turkey predators fall into three (3) broad categories: nest, brood, and juvenile/adult predators. There is much overlap between nest and brood predators, but the most common species are raccoon, opossum, foxes, coyotes, snakes, and avian predators such as crows and, in the case of poults, raptors and owls. Species that are known to predate juvenile and adult turkeys include coyotes, bobcats, great-horned owls, and other large raptors. Mesocarnivores, such as opossums, raccoons, foxes, and coyotes, are among the most widespread and are often cited as among the primary species responsible for predator-based turkey mortality. Adult turkeys can and do get predated, however, adult survival rates have not declined as much as nest and poult survival rates have over the last couple of decades. What role mesocarnivores, or predators overall, are having on poult production is very difficult to measure. We do know that mesocarnivore populations are on the rise across much of the state, so it is fair to ask about the role they may be playing in turkey population dynamics. While the best option for mitigating the effect of increasing mesocarnivore populations is to create more turkey nesting and brood rearing habitat, many folks ask if a predator bounty might be the answer.

A predator bounty would require an enormous amount of money, annually, to implement. Beyond the cost, bounties are often ineffective at achieving the desired outcome. Ecosystems are extremely complex and picking winners and losers may have unintended consequences. While bounties are not a realistic answer to the decline in production seen over the last several years, that does not mean we need to abandon trapping altogether. The commission recently expanded furbearer trapping and hunting opportunities for several mesocarnivore species. Individual landowners and local cooperative groups can develop management strategies that would complement the habitat work they are already doing.

Should a landowner decide to use trapping or hunting for localized mesocarnivore management, care should be taken to focus on the species that are most likely leading to a decline in turkey production in their area, should target specific patches of brood rearing and nesting habitat, and should time their efforts so that they are taking place prior to the turkey nesting and brood rearing season.

No changes have been made to the rule as a result of this comment.

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 7 – Wildlife Code: Hunting: Seasons,
Methods, Limits**

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.705 is amended.

This rule establishes the 2024 hunting season for elk and is exempted by sections 536.021, RSMo 2016, from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.705 by establishing the 2024 elk season dates.

3 CSR 10-7.705 Elk: Hunting Season

(1) The elk hunting season is comprised of two (2) portions within Carter, Shannon, and Reynolds counties.

(A) Archery portion: October 19 through 27, 2024; use archery methods only to take elk in open counties; firearms may not be possessed except any person may carry concealable firearms, as defined in Chapter 571, RSMo, on or about his/her person while hunting. Firearms possessed under this exception may not be used to take wildlife while archery hunting.

(B) Firearms portion: December 14 through 22, 2024; use any legal elk hunting method to take elk in open counties.

This amendment was filed April 5, 2024, becomes effective **April 15, 2024.**

**TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 7 – Wildlife Code: Hunting: Seasons,
Methods, Limits**

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.710 is amended.

This rule establishes the 2024 season limits for elk and is exempted by section 536.021, RSMo 2016, from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.710 by establishing 2024 elk season limits.

3 CSR 10-7.710 Elk: Application and Draw Process

(1) Missouri residents, as defined in 3 CSR 10-5.220, may apply for elk hunting permits.

(A) Quotas for elk hunting permits are established annually by the Conservation Commission. For the 2024 season, five (5) Resident Antlered Elk Hunting Permits will be awarded. At least ten (10) percent of the Resident Antlered Elk Hunting Permit quota will be awarded annually to approved resident landowners, as defined in 3 CSR 10-20.805, whose qualifying property is in Carter, Reynolds, or Shannon Counties. If the number of qualifying landowner applicants is less than the percentage of the permits allocated for landowners, that portion of the quota not issued to a qualifying landowner will be reallocated to other applicants.

(B) To be eligible for the Resident Antlered Elk Hunting Permit(s) awarded to approved resident landowners, an application must have been submitted to and have been approved by the department as described in 3 CSR 10-7.412 prior to applying for a Resident Antlered Elk Hunting Permit.

(C) Permit Draw.

1. The application period will be from May 1-31 annually and results will be available by July 1 annually.

2. Application fee for Resident Antlered Elk Hunting

Permit: ten dollars (\$10).

3. Only one (1) application is allowed per year.

4. Only one (1) person is allowed per application.

5. Persons drawn for a Resident Antlered Elk Hunting Permit will not be eligible to apply for that permit again for ten (10) years.

6. Permits are nontransferable.

This amendment was filed April 5, 2024, becomes effective April 15, 2024.

TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 7 – Wildlife Code: Hunting: Seasons,
Methods, Limits

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.900 is amended.

This rule establishes the season limits for black bear and is exempted by section 536.021, RSMo 2016, from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.900 by establishing black bear season limits.

3 CSR 10-7.900 Black Bear Hunting Season: General Provisions

(6) Black Bear Management Zone-specific harvest quotas are established annually by the Conservation Commission. Harvest quotas for the 2024 black bear season will be set as follows:

(A) Bear Management Zone 1: twenty (20) black bears.

(B) Bear Management Zone 2: fifteen (15) black bears.

(C) Bear Management Zone 3: five (5) black bears.

This amendment was filed April 5, 2024, becomes effective April 15, 2024.

TITLE 3 – DEPARTMENT OF CONSERVATION
Division 10 – Conservation Commission
Chapter 7 – Wildlife Code: Hunting: Seasons,
Methods, Limits

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.905 is amended.

This rule establishes the season limits for black bear and is exempted by section 536.021, RSMo 2016, from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.905 by establishing black bear season limits.

3 CSR 10-7.905 Black Bear Hunting Season: Application and Draw Process

(1) Missouri residents, as defined in 3 CSR 10-5.220, may apply for black bear hunting permits.

(A) Bear Management Zone-specific permit quotas for black bear hunting permits are established annually by the Conservation Commission. At least ten (10) percent of the Resident Black Bear Hunting Permit Black Bear Management Zone-specific permit quota will be awarded annually to approved resident landowners, as defined in 3 CSR 10-20.805, whose qualifying property is in the specific Black Bear Management Zone for which they are applying. If the number of qualifying landowner applicants is less than the percentage of the permits allocated for landowners, that portion of the quota not issued to a qualifying landowner will be reallocated to other applicants. Permit quotas for the 2024 black bear season will be set as follows:

1. Bear Management Zone 1: two hundred (200) Resident Black Bear Hunting Permits.

2. Bear Management Zone 2: one hundred fifty (150) Resident Black Bear Hunting Permits.

3. Bear Management Zone 3: fifty (50) Resident Black Bear Hunting Permits.

(B) To be eligible for the Resident Black Bear Hunting Permit(s) awarded to approved resident landowners, an application must have been submitted to and have been approved by the department as described in 3 CSR 10-7.412 prior to applying for a Resident Black Bear Hunting Permit.

(C) Permit Draw.

1. The application period will be from May 1-31 annually and results will be available by July 1 annually.

2. Application fee for Resident Black Bear Hunting Permit: ten dollars (\$10).

3. Only one (1) application is allowed per year.

4. Only one (1) person is allowed per application.

5. Permits are nontransferable.

This amendment was filed April 5, 2024, becomes effective April 15, 2024.

TITLE 5 – DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 25 – Office of Childhood
Chapter 100 – Early Childhood Development

ORDER OF RULEMAKING

By the authority vested in the State Board of Education (board) under section 161.092, RSMo 2016, and section 210.221, RSMo Supp. 2023, the board adopts a rule as follows:

5 CSR 25-100.340 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 16, 2024 (49 MoReg 89). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Elementary and Secondary Education (department) received thirty-eight (38) comments on the proposed rule.

COMMENT #1: Rachele Banhart provided two (2) comments. The first comment is regarding the ability to hire appropriate

staffing, although no suggestions were presented to address the comment.

The second comment is regarding the professional development (PD) requirement, and that it may take some programs time to implement.

RESPONSE: Regarding the first comment, the rules do allow for those who are currently enrolled to obtain appropriate credentials to be supervised and mentored by another staff member who has an appropriate credential. Regarding the second comment, to allow time for programs to increase professional development hours, LEAs traditionally exceed the required eighteen (18) hours and private programs are already required to complete twelve (12) hours to maintain the minimum standard. The additional six (6) hours will support the execution of quality prekindergarten education. No changes have been made to the rule as a result of these comments.

COMMENT #2: Leah Peebles commented about funding, which is not in the proposed rules.

RESPONSE: State funding is not a part of this rule. No changes have been made to the rule as a result of this comment.

COMMENT #3: Chad Beffa commented that this rule will exclude private programs serving infants through age five collectively.

RESPONSE: This rule only pertains to programs offering and receiving funding for prekindergarten education. No changes have been made to the rule as a result of this comment.

COMMENT #4: Meighan Peifer provided two (2) comments. The first comment refers to the requirement for the assistant teacher and suggests allowing an individual to enroll in a credential-seeking program and complete it within six (6) months. The second comment is regarding funding, which is not in the proposed rule.

RESPONSE: Because an individual can obtain a Child Development Associate (CDA) through a program or outside of a program, it would unfairly impact individuals who do not pay for a facilitated program. Additionally, the average time to complete a CDA is twelve to eighteen (12-18) months; therefore, a six-(6-) month timeline would not be advantageous to programs. No changes have been made to the rule as a result of these comments.

COMMENT #5: Teresa Lowe commented that this will put programs out of business and teachers out of jobs.

RESPONSE: This rule will only apply to those programs that elect to receive funding to deliver high-quality prekindergarten education. Those who do not elect to participate will not be impacted. No changes have been made to the rule as a result of this comment.

COMMENT #6: Jennifer O'Donnell provided two (2) comments. The first comment states that funding preschool will not help with staffing issues. The second comment is regarding funding for child care subsidy, which is not in the proposed rules.

RESPONSE: This rule does not address preschool funding or child care subsidy rates. No changes were made to this rule as a result of this comment.

COMMENT #7: Joyce (no surname) commented that the requirements for assistant teachers in comparison to substitute teachers in public schools will cause child care center teachers to have more education than substitute teachers and other teachers at the elementary level.

RESPONSE: These rules set expectations for all programs that willingly accept prekindergarten funding to deliver high-quality prekindergarten education, regardless of setting. No changes have been made to the rule as a result of this

comment.

COMMENT #8: Katherine Johnson commented that her program currently does not have anyone in prekindergarten who meets the income standards for prekindergarten funding.

RESPONSE: Income standards are not in the proposed rules. No changes have been made to the rule as a result of this comment.

COMMENT #9: Cynthia Grant provided two (2) comments. The first comment references the requirement for an additional assistant or paraprofessional when more than ten (10) children are enrolled in the prekindergarten classroom and suggests that this would be an increased financial burden on districts. The second comment references the requirement for an assistant teacher to have nine (9) credit hours in Early Childhood Education (ECE), and that this would limit the candidate pool.

RESPONSE: These are consistent with other department-funded preschool opportunities including Average Daily Attendance (ADA) and Title I preschool programs. No changes have been made to the rule as a result of these comments.

COMMENT #10: Lindsey Noblot commented in support of this rule.

RESPONSE: No changes have been made to the rule as a result of this comment.

COMMENT #11: Christy Forstrom commented about a requirement for continuing education units (CEUs).

RESPONSE: This rule makes no reference to CEUs. The rule references ongoing professional development, which is consistent with high-quality education. No changes have been made to the rule as a result of this comment.

COMMENT #12: Jennifer Henderson provided three (3) comments. The first comment asks if there is clarity on waiting lists regarding universal access but does not suggest how this could be clarified. The second comment indicates confusion over the placement of the word "or" and suggests "or" be added after lines (1)(D)1. and 2. The third comment asks whether district PD will count toward the professional development requirement.

RESPONSE: This rule does not address waiting lists. The rule does address how many adults are required to be in the program. The placement of the word "or" is standard formatting for rules in the *Register*. Regarding the third comment, the rule simply states that all staff must complete the hours in at least four (4) content areas. If the district PD satisfies the requirement, then no additional PD would be required. No changes have been made to the rule as a result of these comments.

COMMENT #13: Angie Rowden suggests that completing twelve (12) clock hours of PD would be in addition to the PD currently conducted in the district.

RESPONSE: The rule states that all staff must complete eighteen (18) hours in at least four (4) content areas. If the district PD satisfies the requirement, then no additional PD would be required. No changes have been made to the rule as a result of this comment.

COMMENT #14: Christy Coursey provided two (2) comments. The first comment suggests that centers should have the ability to develop their own evaluation system instead of participating in Quality Assurance Report (QAR). The second comment suggests that there are not enough individuals to fill assistant teaching positions in the current workforce.

RESPONSE: The requirement for QAR ensures that all programs are measured using the same tool, so that it can be established whether quality is in place. Without uniform measurement,

the department will not be able to ensure that children receive quality prekindergarten regardless of setting. The proposed rule only addresses expectations for programs that willingly accept prekindergarten funding to deliver high-quality prekindergarten. No changes have been made to the rule as a result of these comments.

COMMENT #15: Trish Frank asked if this is intended for all early childhood education.

RESPONSE: These rules only address expectations for programs that willingly accept prekindergarten funding to deliver high-quality prekindergarten education. No changes have been made to the rule as a result of this comment.

COMMENT #16: Kelli Rogers commented that it is difficult to find teachers certificated in early childhood and is concerned with the cost of training new staff on the curriculum when there is turnover.

RESPONSE: Onboarding new staff is an expectation for all grade levels including prekindergarten. No changes have been made to the rule as a result of this comment.

COMMENT #17: Five (5) commenters stated that early childhood educators should have a degree and be certificated.

RESPONSE: The rule language allows any program accepting state prekindergarten funding to decide who to hire at the local level based on the available applicant pool. If qualified applicants are not available, the program can hire someone who has completed approximately half of the requirements to become an educator to teach under the direct supervision and mentorship of a qualified individual while pursuing an appropriate degree. There is a critical shortage of available teaching staff, and the proposed rule allows time to increase the applicant pool while offering prekindergarten education. No changes have been made to the rule as a result of these comments.

COMMENT #18: An anonymous commenter stated that the current requirement of twelve (12) clock hours in addition to professional development within a teacher's own district is more than enough to keep content knowledge current and support teacher learning and growth outside of the classroom.

RESPONSE: The rule provides that all staff must complete eighteen (18) hours in at least four (4) content areas. If the district PD satisfied the requirement, then no additional PD would be required. No changes have been made to the rule as a result of this comment.

COMMENT #19: Cyndi Arthur suggests that the rule change would make things harder, as she currently has a para who has none of the qualifications.

RESPONSE: At a public school, a paraprofessional must have a paraprofessional certificate. Therefore, the current paraprofessional should qualify as a paraprofessional under this rule. Additionally, these rules set expectations for all programs that willingly accept prekindergarten funding to deliver high-quality prekindergarten education. No changes have been made to the rule as a result of this comment.

COMMENT #20: Michelle Hofmann asked three (3) questions for clarification and made one (1) comment. She asked if prekindergarten is defined as three through five (3-5) years. She inquired if teachers working toward a credential would be eligible for a provisional teaching certificate, as that will impact salary. She asked if QAR would be mandatory since it is a voluntary program. She suggested that the term "department approved curriculum" be changed to "department approved curriculum resource."

RESPONSE: Prekindergarten traditionally refers to the year

prior to kindergarten, whereas preschool refers to the education of children ages three through five (3-5) years of age. However, specificity regarding age requirements is more appropriately placed in guidance documents based on funding requirements for grant opportunities than to be codified in rule. The proposed rule does not address provisional teaching certificates. Adding the word "resource" to "department approved curriculum" could be confusing, as the department does not approve the resources programs may use. No changes have been made to the rule as a result of these comments.

COMMENT #21: Jessica Chisam commented that for licensed family child care, the teacher needs a bachelor's degree and children must be at a certain poverty level. She suggested that a current Child Development Associate credential should be sufficient for a family child care provider. She also suggested that all children, regardless of poverty level, should be included.

RESPONSE: These rules set expectations for all programs, regardless of setting, that willingly accept prekindergarten funding to deliver high-quality prekindergarten education. The proposed rule does not address poverty level or funding requirements. No changes have been made to the rule as a result of these comments.

COMMENT #22: Kathryn Bockman commented that the grant is imperative to her rural community and suggested to expand the support of this program including help with early childhood special education students. She suggested that it expand to include reimbursement for a director of early childhood learning and family educator.

RESPONSE: This proposed rule sets expectations for any program that willingly accepts prekindergarten funding to deliver high-quality prekindergarten education and are not associated with how funding is appropriated. No changes have been made to the rule as a result of this comment.

COMMENT #23: An anonymous commenter suggested a section be added to include a substitute certificate, just like in every other teaching position, until there is a reduction in teacher shortages. The commenter stated that they have had a huge success with supporting teachers in the district while they finish their degrees in teaching.

RESPONSE: The proposed rule sets expectations for any program that willingly accepts prekindergarten funding to deliver high-quality prekindergarten education, and by allowing individuals who are approximately halfway to receiving the credential while being mentored by someone who has appropriate credentials will assist in maintaining quality. No changes have been made to the rule as a result of this comment.

COMMENT #24: Pam Morff commented that she was recently awarded a grant and will have a difficult time reaching eighteen (18) hours of professional development in the remaining months of the grant. She also stated that if awarded again for the next academic year, that eighteen (18) hours will be achieved.

RESPONSE: The proposed rule refers to an annual amount of professional development hours, not a grant cycle. No changes have been made to the rule as a result of this comment.

COMMENT #25: John Ranieri provided three (3) comments. The first comment supports that high quality private providers should already meet/exceed the requirements for QAR, PD, and curriculum alignment to the standards. The commenter provided support for the requirement to provide a quality learning environment for all Pre-K children and encourages the

department to hold all providers to these high standards. The commenter shared a concern that the requirement for sixty percent (60%) population to qualify for one hundred eighty-five percent (185%) of the poverty line limits participation in mixed and developing demographics. Teacher requirements and continuing education are concerns in all demographics and teachers should be supported equally. The commenter proposed that a change be made for assistant teachers to allow a path to achieve a CDA.

RESPONSE: State funding is not a part of this rule. Because an individual can obtain a CDA through a program or outside of a program, it would unfairly impact individuals who do not pay for a facilitated program. Additionally, the average time to complete a CDA is twelve to eighteen (12-18) months. No changes have been made to the rule as a result of this comment.

COMMENT #26: Stephanie Bechard commented that grant funding is great but temporary and further commented about various rules schools have to follow for different purposes.

RESPONSE: The comments and suggestions do not pertain to the proposed rules for prekindergarten education. No changes to the rule have been made as a result of these comments.

COMMENT #27: Kimberly Murdock asked several questions. The commenter inquired about CDA and the department paraprofessional credential. The commenter asked if training is prorated for a paraprofessional hired mid-year. The commenter asked if the requirements apply to early childhood special education (ECSE) teachers and paraprofessionals.

RESPONSE: The department will provide guidance for appropriate credentials. The proposed rule for training hours is an annual requirement, so it would only apply to an individual who would be employed for the entire year. These proposed rules would not apply to ECSE teachers and paraprofessionals, as they must follow the federal requirements for ECSE. No changes have been made to the rule as a result of these comments.

COMMENT #28: An anonymous commenter stated that with teacher shortages, the teacher qualifications are too stringent and recommends that a substitute teacher certificate be accepted.

RESPONSE: These rules set expectations for any program that willingly accepts prekindergarten funding to deliver high-quality prekindergarten education. If qualified applicants are not available, the program can hire someone who has completed approximately half of the requirements to become an educator, and to teach under the direct supervision and mentorship of a qualified individual while pursuing an appropriate degree. There is a critical shortage of available teaching staff, and the proposed rule allows time to increase the applicant pool while offering prekindergarten education. No changes have been made to the rule as a result of these comments.

COMMENT #29: Leslie Reinke commented that she has concerns with the certification requirement and recommends that a substitute teacher certificate be accepted.

RESPONSE: The proposed rules set expectations for any program that willingly accepts prekindergarten funding to deliver high-quality prekindergarten education, therefore allowing individuals who do not have adequate preparation will be counterintuitive to the delivery of quality prekindergarten education. If qualified applicants are not available, the program can hire someone who has completed approximately half of the requirements to become an educator, and to teach under the direct supervision and mentorship of a qualified

individual while pursuing an appropriate degree. There is a critical shortage of available teaching staff, and the proposed rule allows time to increase the applicant pool while offering prekindergarten education. No changes have been made to the rule as a result of this comment.

COMMENT #30: Three (3) commenters submitted similar comments. Their first was in relation to the curriculum requirements. The commenters recommended that an exception be added for research-backed curriculum that meets most of the Missouri Early Learning Standards (MELS). Their second was to extend the amount of time for a program to demonstrate quality through the QAR from two (2) years to four (4) years and to include national accreditation as an option to demonstrate quality. Their third comment was a request for clarification regarding provider type and hours of learning. Their fourth comment suggested a new section be added to allow a sixty-(60-) day implementation time frame. Two (2) commenters suggested adding a new section to include a teacher waiver process. Two (2) commenters suggested adding a new section to include flexibility in staffing. One commenter suggested a new section be added relating to substitute teacher utilization, and one commenter suggested adding a new section to include a teacher waiver process.

RESPONSE: The MELS include seven (7) developmental areas that all comprehensive curriculums should have and include approaches to learning, social-emotional development, language and literacy, mathematics, science, physical development, and expressive arts. The standards are assessed upon entry into kindergarten for all students. Allowing programs to use a curriculum that addresses some aspects of child development while ignoring others would do a disservice to children in that classroom who would then enter kindergarten unprepared. If a company has a proprietary curriculum that does align with the MELS, there is a process in place to have it reviewed and approved by the department. QAR focuses on teacher/child interactions, which are one of the leading indicators of child outcomes. A program delivering quality programming should not have difficulty reaching quality in two (2) years. Additionally, to allow an accreditation tool that does not measure teacher/child interactions to supplant the demonstration of quality through QAR would not measure all programs in the same manner and would create inequities. The suggestions for clarification of provider type, instructional hours, implementation time frames, waivers, and use of substitutes is more appropriately placed in guidance documents for grant opportunities than codified into rules. No changes have been made to the rule as a result of these comments.

COMMENT #31: Kristi McCray commented that she would like more flexible language for teacher qualifications and suggests including that a lead teacher could have a bachelor's degree in any field along with a CDA credential.

RESPONSE: The proposed rules set expectations for any program that willingly accepts prekindergarten funding to deliver high-quality prekindergarten education, therefore allowing individuals who do not have adequate preparation will be counterintuitive to the delivery of quality education. The rules do allow an individual who has a bachelor's degree in any field and who has a minimum of thirty-six (36) college credit hours in ECE or child development. No changes have been made to the rule as a result of this comment.

COMMENT #32: The department would like to add additional clarification to paragraph (1)(F)1. to add the word "Preschool" before Child Development Associate (CDA) credential.

RESPONSE AND EXPLANATION OF CHANGE: An individual can obtain a CDA in multiple settings including center-based in-

fant/toddler, center-based preschool, family child care, home visitor, or Military School-Age. Since the proposed rule is for the delivery of prekindergarten education, the appropriate credential would be a Preschool CDA. The section with changes is reprinted here.

5 CSR 25-100.340 Early Childhood Education Standards

PURPOSE: This rule establishes policies and standards for state-funded prekindergarten education program grants.

(1) Any program that receives state funding to deliver prekindergarten education shall meet the following quality early childhood education (ECE) standards:

(F) Any teaching assistant in a prekindergarten classroom shall have –

1. A current Preschool Child Development Associate (CDA) credential; or

2. Nine (9) college credit hours in ECE or child development;

**TITLE 6 – DEPARTMENT OF HIGHER EDUCATION AND
WORKFORCE DEVELOPMENT**

Division 10 – Commissioner of Higher Education

Chapter 9 – Consumer Information

ORDER OF RULEMAKING

By the authority vested in the Missouri Department of Higher Education and Workforce Development under section 173.250, RSMo 2016, the department amends a rule as follows:

**6 CSR 10-9.010 Rules for the Posting of Consumer Information
is amended.**

A notice of rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 15, 2023 (48 MoReg 2276-2277). No changes have been made to the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 8 – DEPARTMENT OF LABOR AND INDUSTRIAL
RELATIONS**

Division 30 – Division of Labor Standards

Chapter 2 – Mining Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 286.060 and 293.630, RSMo 2016, the division amends a rule as follows:

**8 CSR 30-2.020 Standard Practices for Safety and Operation
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 146-154). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State*

Regulations.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 12 – DEPARTMENT OF REVENUE
Division 30 – State Tax Commission
Chapter 4 – Agricultural Land Productive Values**

ORDER OF RULEMAKING

By the authority vested in the State Tax Commission under sections 138.430 and 536.073, RSMo 2016, and Article X, section 14, Mo. Const. 1945, the commission amends a rule as follows:

**12 CSR 30-4.010 Agricultural Land Productive Values
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 163-164). No changes have been made to the text of the proposed amendment, so it is not reprinted here. The proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The State Tax Commission received no comments on the proposed amendment.

**TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 3 – Voter Identification**

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary adopts a rule as follows:

15 CSR 30-3.005 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 2, 2024 (49 MoReg 5). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Secretary of State received twenty-eight (28) comments on the proposed rule.

COMMENT #1: Nineteen (19) individuals commented that the rule does not allow for the use of digital identification such as pictures of one's driver license on their cell phone.

RESPONSE: Digital identification does not allow for checking to ensure that the identification is valid. As such, no changes have been made to the rule as a result of these comments.

COMMENT #2: Twenty-six (26) individuals commented that the rule hinders individuals with temporary driver licenses issued from the Department of Revenue since those are paper. RESPONSE AND EXPLANATION OF CHANGE: The rule will be changed to allow the use of temporary paper driver's licenses issued by the Department of Revenue.

15 CSR 30-3.005 Voter Identification

A Department of Revenue driver or non-driver license that

is used as a photo voter identification as outlined in section 115.427.1, RSMo, is to be used as a voter identification card. Any other state agency issued identification card, used for the agency's specific purpose or program, must be made of plastic or other comparable material and meet the required information as outlined in section 115.427.1(3), RSMo, in order for the identification card to be accepted and used as photo identification for voting. Photo identification cards must also be manufactured using materials and processes that will prohibit, as nearly as possible, the ability to reproduce, alter, counterfeit, forge, or duplicate without ready detection.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 3 – Voter Identification

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-3.020 Provisional Ballots and Envelopes for Registered Voters under Voter Identification Law **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 5-6). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 3 – Voter Identification

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-3.030 Procedures for Registered Voters Returning to the Polling Place with Identification **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 6-7). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 3 – Voter Identification

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section

115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-3.040 Procedures for Identity Verification for Provisional Ballots for Registered Voters under Voter Identification Law, Counting Approved Ballots, and Recordkeeping **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 7). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 3 – Voter Identification

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-3.050 Voter Inquiries as to Whether Provisional Ballot for Registered Voter was Counted **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 7-8). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 4 – Postcard Voter Application and Forms

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-4.010 Postcard Voter Application and Forms **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 8). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Secretary of State received one (1) comment on the proposed amendment.

COMMENT: Brianna Lennon commented in favor of the rule. RESPONSE: No changes have been made to the rule as a result of this comment.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 7 – Administration of Secretary of State’s
Technology Trust Fund

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary withdraws a proposed rescission as follows:

15 CSR 30-7.020 Centralized Voter Registration System Advisory Committee **is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 2, 2024 (49 MoReg 8-9). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: The Secretary of State received twenty-five (25) comments on the proposed rescission.

COMMENT #1: The comments stated that the rule was necessary for the proper administration of the funds.

RESPONSE: As a result of comments, the Secretary of State is withdrawing the rescission.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 8 – Provisional Voting Procedures

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-8.010 Provisional Ballots and Envelopes **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 9). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

COMMENT: Brianna Lennon commented in favor of the rule.

RESPONSE: No changes have been made to the rule as a result of this comment.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 9 – Uniform Counting Standards

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary rescinds a rule as follows:

15 CSR 30-9.010 Uniform Counting Standards – Punch Card Voting Systems **is rescinded.**

A notice of proposed rulemaking containing the proposed

rescission was published in the *Missouri Register* on January 2, 2024 (49 MoReg 9). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 9 – Uniform Counting Standards

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-9.020 Uniform Counting Standards – Optical Scan Voting Systems **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 9-10). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.010 Definitions **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 10-11). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.020 Certification Statements for New or Modified Electronic Voting Systems **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 11-12). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.025 Election Authority’s Certification Statement
is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 12-13). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.030 Voter Education and Voting Device
Preparation **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 13-15). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.040 Electronic Ballot Tabulation – Counting
Preparation **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 15). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.050 Election Procedures **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 15-16). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.060 Electronic Ballot Tabulation – Election
Procedures **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 16). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

follows:

15 CSR 30-10.080 is amended

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 16-20). Those sections with changes are printed here. This proposed amendment becomes effective thirty (30) days after publication in the Code of State Regulations.

SUMMARY OF COMMENTS: The Secretary of State received twenty-seven (27) comments on the proposed amendment.

COMMENT #1: Twenty-six (26) comments opposed the changes because it did not allow for the curing of ballots.

RESPONSE: The office does not plan to make changes that allow for the curing of ballots. Therefore, no changes have been made to this rule as a result of the comments.

COMMENT #2: Staff proposes changing “what” to “that” in section (4).

RESPONSE AND EXPLANATION OF CHANGE: The rule will be changed to change “what” to “that”.

15 CSR 30-10.080 Absentee Balloting

(4) The absentee ballots received in absentee ballot envelopes by the election authority as allowed by law and received prior to the time fixed by law for the closing of the polls on election day shall be deemed cast according to 115.286, RSMo. The absentee envelope shall be hand marked or stamped as it is received indicating the date and time the absentee ballot envelope was received. If the absentee envelope is missing any required information and is not complete, the absentee ballot shall not be counted and shall be rejected. There shall be no attempt to contact the voter to correct information required that is missing from the absentee envelope once the absentee envelope is in the possession of the election authority and his or her office.

TITLE 15 – ELECTED OFFICIALS Division 30 – Secretary of State Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.090 Procedure for Recount or Contested Election is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 20). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS Division 30 – Secretary of State

Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.110 Manual Recount is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 20-21). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS Division 30 – Secretary of State Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.120 Ballot Management Systems is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 21). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS Division 30 – Secretary of State Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary rescinds a rule as follows:

15 CSR 30-10.130 Voter Education and Voting Device Preparation (DREs and Precinct Counters) is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 2, 2024 (49 MoReg 22). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.140 Electronic Ballot Tabulation – Counting Preparation and Logic and Accuracy Testing **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 22-23). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.150 Closing Polling Places Ballot Marking Devices **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 23-24). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 10 – Voting Machines (Electronic)

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-10.160 Electronic Ballot Tabulation – Election Procedures (Ballot Marking Devices and Precinct Counters) **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 24). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 15 – Initiative, Referendum, New Party, and Independent Candidate Petition Rules

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-15.010 Signature Verification Procedures for Initiative, Referendum, New Party, and Independent Candidate Petitions **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 24-25). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 15 – Initiative, Referendum, New Party, and Independent Candidate Petition Rules

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-15.020 Processing Procedures for Initiative, Referendum, New Party, and Independent Candidate Petitions **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 25). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 15 – Initiative, Referendum, New Party, and Independent Candidate Petition Rules

ORDER OF RULEMAKING

By the authority vested in the Secretary of State under section 115.427, RSMo Supp. 2023, the secretary amends a rule as follows:

15 CSR 30-15.030 Initiative, Referendum, New Party, and Independent Candidate Petitions Missouri Voter Registration System and Other Computerized Processing Options is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2024 (49 MoReg 25-26). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 20 – DEPARTMENT OF COMMERCE
AND INSURANCE**

**Division 2165 – Board of Examiners for Hearing
Instrument Specialists
Chapter 2 – Licensure Requirements**

ORDER OF RULEMAKING

By the authority vested in the Board of Examiners for Hearing Instrument Specialists under section 346.125, RSMo 2016, the board amends a rule as follows:

**20 CSR 2165-2.050 Continuing Education Requirements
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 164-165). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2200 – State Board of Nursing
Chapter 6 – Intravenous Infusion Treatment
Administration**

ORDER OF RULEMAKING

By the authority vested in the State Board of Nursing under section 335.036, RSMo Supp. 2023, the board amends a rule as follows:

**20 CSR 2200-6.030 Intravenous Infusion Treatment
Administration by Qualified Practical Nurses; Supervision by a
Registered Professional Nurse is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 15, 2024 (49 MoReg 295-296). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received five (5) comments.

COMMENT #1: The board received a comment from Amanda Dahl, Director of Operations, Ozark Community Health Center, stating this rule change will be of great help in their rural health clinics.

RESPONSE: Thank you for your affirmative comment.

COMMENT #2: The board received comments from Michelle Crum, Practical Nursing Program Director, Ozarks Technical Community College–Springfield. Ms. Crum inquired whether the definition of life-threatening circumstances found in 20 CSR 2200-6.020(17) was still necessary.

RESPONSE: This section was not open for comment. The board is willing to review this comment the next time this regulation is open for review. No changes have been made to the rule as a result of this comment.

COMMENT#3: The board received a comment from Michelle Crum, Practical Nursing Program Director, Ozarks Technical College–Springfield. Ms. Crum offers that in the current rule 20 CSR 2200-6.030(7)(D) the rule states that LPN's may not "Perform an intravenous admixture in which a syringe/needle is used to add drugs to a parenteral fluid container prior to the administration of the infusion." The proposed rule does not specify whether PN's may use a syringe/needle to reconstitute/dilute medications prior to IV Push delivery. While many IVP medications are already in liquid form, there are some non-liquid medications that must be reconstituted for IVP delivery.

RESPONSE: Subsection 20 CSR 2200-6.030(7)(D) was not open for comment. There is a clear distinction in the rule that the LPN cannot mix a drug and then add it to a parenteral fluid container. There is no restriction regarding the practice of reconstituting a medication for intravenous push administration. The rule does not list every possible scenario where intravenous push or bolus administration may be used but rather for how it may not be used. This practice is at the discretion of the employer. No change has been made to the rule based upon this comment.

COMMENT #4: The board received a comment from Michelle Crum, Practical Nursing Program Director, Ozarks Technical College–Springfield. Ms. Crum suggests that in 20 CSR 2200-6.040(4)(A)7., the curriculum section, that the modalities of IV drug administration (which would include piggyback, push and bolus) be added.

RESPONSE: This subsection was not opened for comment. The board is willing to review this comment the next time this regulation is open for review. No changes have been made to the rule as a result of this comment.

COMMENT#5: The board received a comment from Michelle Crum, Practical Nursing Program Director, Ozarks Technical College–Springfield. Ms. Crum expressed concern that the rule should be more specific in regard to pointing out that regardless of the drug classification, LPNs may not administer intravenous medications for the purpose of sedation/anesthesia or deep sedation.

RESPONSE: The rule is clear that if the intravenous push medication is to be used for procedural sedation/anesthesia or deep sedation, then the practice is not within the LPN's scope of practice. No change has been made to the rule based upon this comment.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE****Division 2231 – Division of Professional Registration
Chapter 2 – Designation of License Renewal Dates
and Related Application and Renewal Information****ORDER OF RULEMAKING**

By the authority vested in the Division of Professional Registration under section 324.001, RSMo Supp. 2023, the division amends a rule as follows:

20 CSR 2231-2.010 Designation of License Renewal Dates and Related Application and Renewal Information **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2024 (49 MoReg 165-168). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

**TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR
SERVICES**

**Division 60 – Missouri Health Facilities Review
Committee**

Chapter 50 – Certificate of Need Program

**NOTIFICATION OF REVIEW:
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for July 15, 2024. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name

City (County)

Cost, Description

5/2/24

#6100 HS: Mercy Hospital Joplin
Joplin (Newton County)
\$2,150,750, Acquire an additional robotic surgery system

#6102 RS: Lake George Senior Living
Columbia (Boone County)
\$960,000, Add 10 ALF beds

#6104 RS: Bunker Residential Home
Bunker (Reynolds County)
\$0, Add 3 RCF beds

#6083 HS: St. Mary's Surgical Center
Blue Springs (Jackson County)
\$2,600,750, Acquire a robotic surgery system

#6105 HS: CoxHealth Rehabilitation Hospital
Ozark (Christian County)
\$63,000,000, Establish 63-bed rehabilitation hospital

5/3/24

#6096 HS: SSM Health St. Joseph St. Charles
St. Charles (St. Charles County)
\$1,685,000, Acquire a robotic surgery system

#6107 HS: SSM Health St. Joseph St. Charles
O'Fallon (St. Charles County)
\$1,110,752, Acquire MRI unit

#6103 RS: Harvey's Home for Assisted Living and Memory
Care Smithville (Clay County)
\$2,669,681, Establish 17-bed ALF

#6106 HS: Mercy Hospital Wentzville
Wentzville (St. Charles County)
\$635,177,720, Establish 75-bed hospital

#6108 HS: Barnes - Jewish Siteman Cancer Center
St. Louis (St. Louis City)
\$12,583,511, Acquire additional CT, PET/CT & MRI unit

#6109 HS: Saint Luke's Hospital
Kansas City (Jackson County)
\$5,069,178, Acquire an additional hybrid OR

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by June 6, 2024. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
920 Wildwood Drive
PO Box 570
Jefferson City, MO 65102

For additional information, contact Alison Dorge at alison.dorge@health.mo.gov.

The Secretary of State is required by sections 347.141 and 359.481, RSMo, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST
DEMAND SOLUTIONS, INC**

On April 8, 2024, Demand Solutions, Inc, filed its Articles of Dissolution with the Missouri Secretary of State. Demand Solutions, Inc requests that all persons and organizations who have claims against it present them immediately by letter to:

Bryan Cavanaugh
75 W. Lockwood Ave
Suite 222, St. Louis, MO 63119

All claims must include the following information:

- 1) Claimant's name and address;
- 2) The amount claimed;
- 3) Date on which the claim arose;
- 4) Basis for the claim and supporting documentation; and
- 5) Whether the claim was secured and, if so, the collateral used as security.

All claims against Demand Solutions, Inc., will be barred unless a proceeding to enforce the claim is commenced within two years after the date of publication of this notice.

**NOTICE OF WINDING UP FOR A LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST SEAL SMART, LLC**

On February 29, 2024, Seal Smart, LLC, a Missouri limited liability company, filed its Notice of Winding Up with the Missouri Secretary of State. The effective date of said Notice was February 29, 2024. Seal Smart, LLC, hereby requests that all persons and organizations with claims against it, present such claims immediately by letter to:

Seal Smart, LLC
c/o Roy Vermillion
PO Box 335
Republic, MO 65738

All claims must include:

- 1) The name, address, email (if available), and telephone number of the claimant;
- 2) The amount claimed;
- 3) The basis for the claim;
- 4) The date on which the events on which the claim is based occurred; and
- 5) The documentation in support of all claims.

All claims against Seal Smart, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this Notice.

**NOTICE OF WINDING UP FOR A LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST OZARKS RIDGERUNNER II, LLC**

On April 9, 2024, Ozarks Ridgerunner II, a Missouri Limited Liability Company (hereinafter "LLC"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. All claims against the LLC must be submitted in writing to:

Kenneth Scott
8368 W. Farm Road 84
Willard, MO 65781

Each claim must include the following information:

- 1) The name, address and phone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date the Notice of Winding Up is filed or published, whichever is later.

**NOTICE OF WINDING UP FOR A LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST OZARKS RIDGERUNNER III, LLC**

On April 9, 2024, Ozarks Ridgerunner III, a Missouri Limited Liability Company (hereinafter "LLC"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. All claims against the LLC must be submitted in writing to:

Kenneth Scott
8368 W. Farm Road 84
Willard, MO 65781

Each claim must include the following information:

- 1) The name, address and phone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date the Notice of Winding Up is filed or published, whichever is later.

**NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY TO ALL CREDITORS
AGAINST ALITUS AUCTIONS, LLC**

On April 11, 2024, Alitus Auctions, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective as of April 11, 2024. Said company requests that all persons and organizations who have claims against it present such claims immediately in writing to:

Schormann Law Firm, LLC
1 Mid Rivers Mall Drive, Suite 256
St. Peters, Missouri 63376

All claims must include:

- 1) The name, address and telephone number of the claimant;
- 2) The amount claimed; the basis of the claim;
- 3) The date(s) on which the events occurred which provided the basis for the claim; and
- 4) Copies of any other supporting data.

Any claim against Alitus Auctions, LLC will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF NOT-FOR-PROFIT CORPORATION DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST
WE THE PEOPLE OF MISSOURI, CHARTER N01422065**

On January 5, 2024, articles of dissolution were filed on behalf of We the People of Missouri by voluntary action with the Missouri Secretary of State. The dissolution was effective January 5, 2024. You are hereby notified that if you believe you have a claim against, We the People of Missouri, you must submit a summary in writing of the circumstances surrounding your claim against We the People of Missouri to:

We the People of Missouri
c/o Lowther Johnson Attorneys at Law, LLC
901 E. St. Louis Street, 20th Floor
Springfield, MO 65806

The summary of your claim must include the following information:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The date on which the event in which the claim is based occurred; and
- 4) A brief description of the basis for the claim.

All claims against We the People of Missouri will be barred unless a proceeding to enforce the claim is commenced within two (2) years after publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF
AND CLAIMANTS AGAINST CY YOUNG INDUSTRIES, INC**

Cy Young Industries, Inc., a Missouri corporation, filed its Articles of Dissolution by Voluntary Action with the Missouri Secretary of State on April 3, 2024. The dissolution was effective on that date. Any and all claims against Cy Young Industries, Inc. may be sent to:

J. Brian Hill, Esq.
2900 Brooktree Lane, Suite 100
Gladstone, Missouri 64119

Each claim should include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The basis for the claim;
- 4) The documentation supporting the claim; and
- 5) The date(s) on which the event(s) on which the claim is based occurred.

Any and all claims against Cy Young Industries, Inc. will be barred unless a proceeding to enforce such claim is commenced within two (2) years after the date this notice is published.

**NOTICE OF WINDING UP TO ALL CREDITORS
AND CLAIMANTS OF UNIQUE STONE PROPERTIES, LLC**

You are hereby notified that Unique Stone Properties, LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for Limited Liability Company with the Secretary of the State of Missouri on the 10th day of April, 2024. The claim must be mailed to:

Unique Stone Properties, LLC
c/o Carmody MacDonald P.C.
120 S. Central Ave., Ste. 1800
St. Louis, MO 63105

In order to file a claim with the Company, you must furnish:

- 1) The name and address of the claimant;
- 2) The amount of claim;
- 3) The basis for the claim;
- 4) The documentation of the claim; and
- 5) The date(s) on which the event(s) on which the claim is based occurred.

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of this notice.

**NOTICE OF WINDING UP TO ALL CREDITORS
AND CLAIMANTS OF LABRIER & CORCORAN 1, LLC**

You are hereby notified that LaBrier & Corcoran 1, LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for Limited Liability Company with the Secretary of the State of Missouri on the 10th day of April, 2024. The claim must be mailed to:

LaBrier & Corcoran 1, LLC
c/o Carmody MacDonald P.C.
120 S. Central Ave., Ste. 1800
St. Louis, MO 63105

In order to file a claim with the Company, you must furnish:

- 1) The name and address of the claimant;
- 2) The amount of claim;
- 3) The basis for the claim;
- 4) The documentation of the claim; and
- 5) The date(s) on which the event(s) on which the claim is based occurred.

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of this notice.

**NOTICE OF WINDING UP TO ALL CREDITORS
AND CLAIMANTS OF ARCH LAND DEVELOPMENT, LLC**

You are hereby notified that Arch Land Development, LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for Limited Liability Company with the Secretary of the State of Missouri on the 10th day of April, 2024. The claim must be mailed to:

Arch Land Development, LLC
c/o Carmody MacDonald PC.
120 S. Central Ave., Ste. 1800
St. Louis, MO 63105

In order to file a claim with the Company, you must furnish:

- 1) The name and address of the claimant;
- 2) The amount of claim;
- 3) The basis for the claim;
- 4) The documentation of the claim; and
- 5) The date(s) on which the event(s) on which the claim is based occurred.

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST MDVL MARKETING, LLC**

MDVL Marketing, LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State on April 3, 2024. The Company requests all persons and entities with claims against the Company present them in writing by mail to:

MDVL Marketing, LLC
Melina Lindskog
328 Sorrento Drive
Ballwin, MO 63021

Claims must include:

- 1) The claimant's name, address, and telephone number;
- 2) The amount of the claim;
- 3) The basis for the claim; and
- 4) The date(s) of the event(s) on which the claim is based occurred; and
- 5) The documentation in support of the claim.

NOTICE: Any and all claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS AND CLAIMANTS AGAINST
REALTY LAW PARTNERS, PC**

Realty Law Partners, PC, a Missouri Professional Corporation (the "Corporation"), authorized dissolution of the Corporation on April 20, 2022. Any and all claims against the Corporation may be sent to:

William B. Remis
8182 Maryland Avenue, 15th Floor
St. Louis, Missouri 63105

Each claim should include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The basis of the claim; and
- 4) The date(s) on which the event(s) on which the claim is based occurred.

Any and all claims against the Corporation will be barred unless a proceeding to enforce such claim is commenced within two (2) years after the last date this notice is published.

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*. Citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year – 48 (2023) and 49 (2024). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				47 MoReg 1457
	DEPARTMENT OF AGRICULTURE				
2 CSR 30-1.020	Animal Health		49 MoReg 272		
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2 CSR 110-4.040	Procedure for Filing.....	49 MoReg 264	Jan. 24, 2024. July 21, 2024
2 CSR 110-4.050	Process for Approval	49 MoReg 265	Jan. 24, 2024. July 21, 2024
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11 CSR 70-2.020	Application for License.....	49 MoReg 601	April 5, 2024. Jan. 15, 2025
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12 CSR 10-41.010	Annual Adjusted Rate of Interest	48 MoReg 2263	Jan. 1, 2024. June 28, 2024
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13 CSR 70-10.120	Reimbursement for Nurse Assistant Training.....	49 MoReg 441.....	March 11, 2024. Sept. 6, 2024
13 CSR 70-94.030	Transformation of Rural Community Health (ToRCH).....	Next Issue.....	May 6, 2024. Nov. 1, 2024
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19 CSR 30-40.810	Ground Ambulance Transport of Patients to Locations That Are Not Hospitals	49 MoReg 444	March 11, 2024. Sept. 6, 2024
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22 CSR 10-2.046	PPO 750 Plan Benefit Provisions and Covered Charges ..	48 MoReg 2116.....	Jan. 1, 2024. June 28, 2024
22 CSR 10-2.047	PPO 1250 Plan Benefit Provisions and Covered Charges.....	48 MoReg 2116.....	Jan. 1, 2024. June 28, 2024
22 CSR 10-2.053	Health Savings Account Plan Benefit Provisions and Covered Charges	48 MoReg 2117.....	Jan. 1, 2024. June 28, 2024
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22 CSR 10-2.070	Coordination of Benefits.....	48 MoReg 2129	Jan. 1, 2024. June 28, 2024
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The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

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24-05	Extends Executive Order 23-05 to address drought-response efforts until September 1, 2024	April 26, 2024	Next Issue
24-04	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	February 29, 2024	49 MoReg 447
24-03	Declares a State of Emergency and declares Missouri will implement the Emergency Mutual Aid Compact (EMAC) agreement with the State of Texas to provide support with border operations	February 20, 2024	49 MoReg 446
24-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted winter storm systems	January 11, 2024	49 MoReg 270
24-01	Orders the Dept. of Agriculture to establish rules regarding acquisitions of agricultural land by foreign businesses	January 2, 2024	49 MoReg 136
2023			
23-10	Extends Executive Order 23-05 to address drought-response efforts until May 1, 2024	November 17, 2023	48 MoReg 2267
23-09	Orders state offices to be closed on Friday, November 24, 2023	November 9, 2023	48 MoReg 2149
23-08	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	August 5, 2023	48 MoReg 1684
23-07	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	July 28, 2023	48 MoReg 1595
23-06	Rescinds Executive Order 17-20	June 29, 2023	48 MoReg 1423
23-05	Declares drought alerts for 60 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan	May 31, 2023	48 MoReg 1179
23-04	Designates members of the governor's staff as having supervisory authority over each department, division, or agency of state government	April 14, 2023	48 MoReg 911
23-03	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to severe storm systems	March 31, 2023	48 MoReg 795
23-02	Extends Executive Order 22-08, the State of Emergency, and waivers until February 28, 2023	January 24, 2023	48 MoReg 433
23-01	Orders the commencement of the Missourians Aging with Dignity Initiative, with directives to support all citizens as they age	January 19, 2023	48 MoReg 431

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Administrative Rules Contact Information

General Inquiries

(573) 751-4015
rules@sos.mo.gov

Curtis W. Treat, Editor-in-Chief

(573) 751-2022
curtis.treat@sos.mo.gov

Stephanie Martin, Managing Editor

(573) 522-2196
stephanie.martin@sos.mo.gov

Jacqueline D. White, Publication Specialist II

(573) 526-1259
jacqueline.white@sos.mo.gov

Vonne Kilbourn, Editor II

(573) 751-1818
vonne.kilbourn@sos.mo.gov

Jennifer Alex Moore, Editor II

(573) 522-2593
jennifer.moore@sos.mo.gov

Tammy Winkelman, Administrative Aide III

(573) 751-4015
tammy.winkelman@sos.mo.gov